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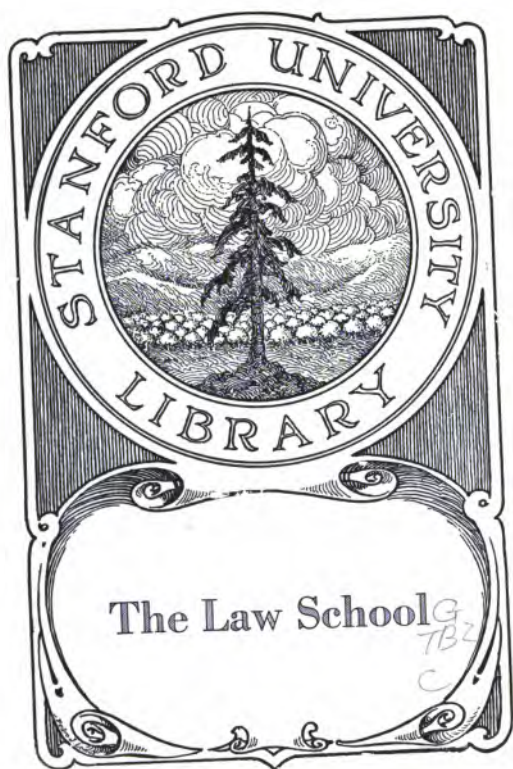
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SPECIAL LAWS

OF THE

STATE OF MINNESOTA,

PASSED AND APPROVED DURING THE

SECOND SESSION OF THE STATE LEGISLATURE,

**COMMENCING DECEMBER SEVENTH, ONE THOUSAND EIGHT HUNDRED AND FIFTY-
NINE, AND TERMINATING MARCH TWELFTH, ONE THOUSAND
EIGHT HUNDRED AND SIXTY.**

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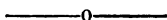
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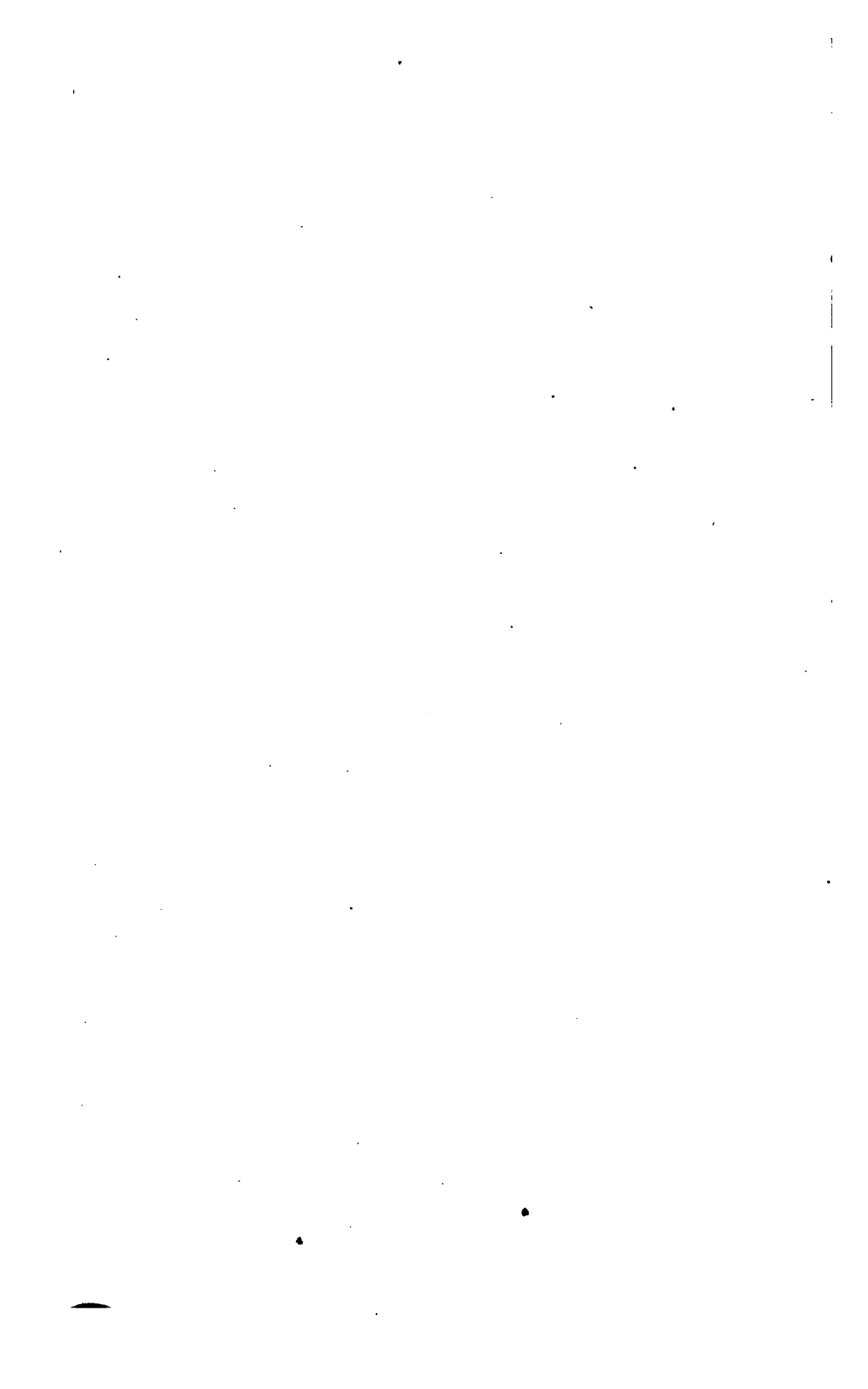
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*Be it enacted by the Legislature of the State of Minnesota :*

That an Act entitled an Act to incorporate the City of St. Anthony, approved March third (3), eighteen hundred and fifty-five (1855), be and the same is hereby amended so as to read as follows :

CHAPTER I.

CITY AND WARD BOUNDARIES.

SECTION 1. All the district of country in the County of Hennepin contained within the limits of sections thirteen (13), fourteen (14), fifteen (15), twenty-three (23), twenty-four (24), and twenty-five (25), of Township twenty-nine (29), north of Range twenty-four (24) west, and lying east of the main channel of the Mississippi river, shall be a city by the name of St. Anthony; and the people now inhabiting, and those who shall hereafter inhabit within the district of country herein described, shall be a municipal corporation by the name of the City of St. Anthony, and shall have the general powers possessed by municipal corporations at the common law, and the authorities thereof shall have perpetual succession, shall be capable of contracting and being contracted with, of suing and being sued, pleading and being impleaded, in all courts of law and equity; and shall have a common seal, and may change and alter the same at pleasure.

SEC. 2. The said City shall be divided into four Wards; and the several Wards shall be constituted as at present, except that that portion of the above described territory which lies in Section twenty-five (25) shall be added to and be a part of the Fourth Ward.

CHAPTER II.

CITY COUNCIL.

SECTION 1. There shall be a City Council, to consist of a Mayor and board of Aldermen.

|                                       |                                                                                                                                                                                                                                                                                                                                                            |
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| Board of Aldermen—Term of office.     | SEC. 2. The Board of Aldermen shall consist of two members from each ward, to be chosen by the qualified electors of each ward respectively, and whose regular term of office shall be two years.                                                                                                                                                          |
| Qualification.                        | SEC. 3. No person shall be an Alderman unless at the time of his election he shall have resided six months within the limits of the City, and shall be a qualified elector of the Ward for which he is elected; and if any Alderman during the time for which he was elected, shall remove out of his Ward, he shall be deemed to have vacated his office. |
| City Council—Judge of qualifications. | SEC. 4. The City Council shall judge of the qualifications, election and returns of their own members, and shall determine all contested elections.                                                                                                                                                                                                        |
| Quorum.                               | SEC. 5. A majority of the City Council shall constitute a quorum to do business, but a smaller number may adjourn from day to day and compel the attendance of absent members under such penalties as may be prescribed by ordinance.                                                                                                                      |
| Powers of City Council.               | SEC. 6. The City Council shall have power to determine the rule of its proceedings, punish its members for disorderly conduct, and with the concurrence of two-thirds of the members elected, expel a member.                                                                                                                                              |
| Journal of Proceedings.               | SEC. 7. The City Council shall keep a journal of its proceedings, and the ayes and nays, when demanded by any member present, shall be entered on the journal.                                                                                                                                                                                             |
| Aldermen appointed to office.         | SEC. 8. No Alderman shall be appointed to any office under the authority of the City which shall have been created or the emoluments of which shall have been increased during the time for which he shall have been elected.                                                                                                                              |
| Oath of Office.                       | SEC. 9. The Mayor and each Alderman before entering upon the duties of their office, shall take and subscribe an oath, that they will support the Constitution of the United States, and the Constitution of the State of Minnesota, and that they will well and truly perform the duties of their office to the best of their abilities.                  |
| New Election when ordered.            | SEC. 10. Whenever there shall be a tie in an election, there shall be a new election ordered in such manner as shall be provided for by ordinance.                                                                                                                                                                                                         |
| Meetings of City Council.             | SEC. 11. There shall be twelve stated meetings of the City Council each year, at such times and places as may be prescribed by ordinance.                                                                                                                                                                                                                  |
| Vacancy in office—how filled.         | SEC. 12. Whenever any vacancy shall occur in the office of Alderman in any Ward of the City, it shall be the duty of the Council forthwith to order a special election in such Ward to fill said vacancy.                                                                                                                                                  |
| Salary.                               | SEC. 13. No Alderman shall receive any salary for his services.                                                                                                                                                                                                                                                                                            |

### CHAPTER III.

#### OF THE CHIEF EXECUTIVE OFFICERS.

SECTION 1. The chief executive officer of the City shall be

a Mayor, who shall be elected by the qualified voters of the City, and shall hold his office for one year, and until his successor is elected and qualified. Mayor—Term of office.

SEC. 2. No person shall be eligible to the office of Mayor who is not a qualified elector, nor who shall not have been a resident of the City for one year next preceding his election. Who eligible to office of mayor.

SEC. 3. If any Mayor, during the time for which he shall have been elected, remove from the City, his office shall be vacated. When office vacated.

SEC. 4. Whenever an election of Mayor shall be contested, the City Council shall determine the same in such manner as may be prescribed by ordinance. How election contested.

SEC. 5. Whenever any vacancy shall happen in the office of Mayor, or either of the elective officers of the City, it shall be filled by a special election; which election shall be ordered by the City Council, immediately upon the happening of such vacancy. How vacancy in elective office filled.

## CHAPTER IV.

### OF ELECTIONS.

SECTION 1. On the first Tuesday of April, in each year, an election shall be held in said City, to be known as the annual election. At each annual election there shall be elected in said City, one Mayor, one Treasurer, one Assessor, one Marshal, one Supervisor of streets, and one City Attorney, whose term of office shall be one year, and until their successors shall have been elected and qualified. At the first annual election hereafter, and thereafter at each alternate annual election, there shall be elected in said City two Justices of the Peace, and two Constables, whose term of office shall be two years. At the first annual election hereafter, there shall be elected in each Ward, two Aldermen, one of whom, to be determined by lot in such manner as the Council shall prescribe at their first meeting after said election, shall go out of office at the end of one year, and the other of whom shall go out of office at the end of two years; and thereafter, at each annual election, there shall be elected one Alderman in each Ward. Annual Election.

SEC. 2. All qualified electors of the State, who shall have been actual residents of said City for six months next preceding any election, shall be entitled to vote at such election in the Ward in which they shall have resided for ten days next preceding such election. *Provided*, That no person shall be entitled to vote at any election who shall not have paid any poll tax which may have been imposed upon him by the City Council, for the year next preceding such election. Who Elected—Term of office.

SEC. 3. The City Council, at least ten days before each annual election, shall appoint three qualified electors of each Ward to be Judges of Election for such Ward, and one Qualification of Electors.

Judges of Election and Clerk—how appointed—Term of office.

qualified elector of each Ward to be Clerk of Election for such Ward, who shall hold their office for one year, and until their successors shall have been appointed.

Election — How conducted.

SEC. 4. The said election shall be conducted in the same manner in all respects as the State elections are conducted.

Returns of Election.

SEC. 5. The returns of the said election shall be made to the City Clerk within three days after the day of the election, and shall be canvassed by the City Council at their next meeting thereafter.

Special Election.

SEC. 6. The City Council may call special elections at any time for the purpose of filling vacancies in any office, and may make by ordinance any provisions necessary for carrying out the provisions of this chapter, not inconsistent therewith.

## CHAPTER V.

### OF THE LEGISLATIVE POWER OF THE COUNCIL.

Power of City Council to levy Tax.

SECTION 1. The City Council shall have power to levy and collect taxes on all property, real and personal, within the limits of the City, not exempt by law, not exceeding one-half of one per cent. per annum, upon the assessed value thereof, and may enforce the payment of the same in the manner hereinafter prescribed; and all qualified voters of said City shall be liable to a poll tax, not exceeding one dollar in any one year, to be levied by the City Council.

Poll Tax.

Power to appoint officers.

SEC. 2. The City Council shall have power to appoint a Clerk, Collector of Taxes, and such other officers as may be necessary.

Qualification of officers.

SEC. 3. The City Council shall have power to require of all officers elected or appointed in pursuance of this chapter, such bonds, with penalty and security, for the faithful performance of their respective duties, as may be deemed expedient; and also to require all officers elected or appointed as aforesaid, to take an oath for the faithful performance of the duties of their respective offices before entering upon the duties of the same. To establish, regulate and support

Power to establish Schools—borrow money—Limitations.

Common Schools. To borrow money on the credit of the City; *Provided*, That no sum or sums of money shall be borrowed at a greater interest than ten per cent. per annum; *And provided*, That the City Council shall not borrow on the credit of the City, in any one year, a sum of money greater than one thousand dollars, without first submitting a proposition to a vote of the qualified electors of the City, at an annual or special election, which said proposition shall state the object and amount of the proposed loan, the proposed time or times of payment, and the proposed rate or rates of interest; and if a majority of the electors voting at such election shall vote in favor of the said proposition, then the City Council shall be authorized to carry out the said proposition, but not otherwise. And the manner of submitting

such proposition, the voting thereon, and ascertaining the result thereof, shall be prescribed by ordinance.

SEC. 4. To appropriate money and provide for the payment of the debts and expenses of the City.

Appropriation.

SEC. 5. To make regulations to prevent the introduction of contagious diseases into the City, to make quarantine laws for that purpose, and enforce the same within five miles of the City.

Quarantine laws.

SEC. 6. To establish Hospitals, and make regulations for the government of the same.

Hospitals.

SEC. 7. To make regulations to secure the general health of the inhabitants, and to prevent nuisances, and to remove the same.

Regulations in regard to health

SEC. 8. To open, alter, abolish, widen, extend, establish, grade, repair or otherwise improve, and keep in repair streets, avenues, lanes and alleys.

Streets.

SEC. 9. To establish, erect, and keep in repair bridges in the said City; and also to erect, purchase or receive any bridge or bridges across the Mississippi River, though the said bridge or bridges may not be entirely in the said City, if one termination of such bridge or bridges be in the said City, and to own, hold and keep in repair said bridge or bridges.

To establish, erect and purchase bridges.

SEC. 10. To alter the boundaries of Wards, and erect additional Wards as the occasion may require, and to provide for the election of Aldermen of each Ward.

Boundaries and creation of Wards.

SEC. 11. To provide for the lighting of streets and the erection of lamp posts.

Lighting streets.

SEC. 12. To establish, support, and regulate night watches.

Night watches.

SEC. 13. To erect market houses, establish markets and market places, and provide for the government and regulation thereof.

Markets.

SEC. 14. To provide for the erection of all needful buildings for the use of the City.

City Buildings.

SEC. 15. To provide for the enclosing, improving and regulating all public grounds belonging to, or in the City.

Public Grounds.

SEC. 16. To improve and preserve the landings on the Mississippi River within the limits of the City.

Landings on Mississippi River.

SEC. 17. To erect, repair and regulate public wharves and docks. To regulate the erection and repair of private wharves and docks, and the rates of wharfage thereat.

Wharves and wharfage.

SEC. 18. To license, regulate and tax merchants, retailers, ordinaries, bankers, peddlars, brokers, pawn-brokers, money changers, common showmen, and shows of all kinds, or the exhibitions of caravans, circuses, concerts, or theatrical performances; billiard tables, nine or ten pin alleys, bowling saloons, to grant licenses to, and to regulate auctions and auctioneers, livery stables, grocers, taverns, and all persons vending or dealing in spirituous, vinous or fermented liquors; *Provided*, That no Liquor License be granted for a less sum than twenty-five (25) dollars per annum.

Licenses.

- Carriage licenses.** SEC. 19. To license, tax and regulate hacks, carriages, wagons, carts, and drays, and fix the rates to be charged for the carriage of persons, and for the wagonage, drayage and cartage of property.
- Porters' license.** SEC. 20. To license and regulate porters, and fix the rate of portorage.
- Suppress gaming.** SEC. 21. To restrain, prohibit and suppress gaming, bawdy and other disorderly houses.
- Fires and Fire Companies.** SEC. 22. To provide for the extinguishment and prevention of fires, and to organize and establish fire companies.
- Wooden build'gs.** SEC. 23. To regulate and prohibit the erection of wooden buildings.
- Chimneys** SEC. 24. To regulate the fixing of chimneys, stove pipes and the flues thereof.
- Gunpowder.** SEC. 25. To regulate the storage of gunpowder, tar, pitch, rosin, and other combustible material.
- Weights and Measures.** SEC. 26. To establish standard weights and measures to be used in the City in all cases not otherwise provided for by law.
- Measuring lumber—mechanical work.** SEC. 27. To provide for the inspection and measuring of lumber and other building materials, and for the measurement of all kinds of mechanical work.
- Inspection of weights and measurements.** SEC. 28. To provide for the inspection and weight of hay, and stone coal, the measuring of charcoal, fire wood and other fuel to be sold and used in the City.
- Inspection of certain articles.** SEC. 29. To provide for, and regulate the inspection of tobacco, beef, pork, flour, meal, and whisky in barrels.
- Same.** SEC. 30. To regulate the inspection of butter, lard, and other provisions.
- Census.** SEC. 31. To provide for taking the enumeration of the inhabitants of the City.
- Police regulation—penalties.** SEC. 32. To regulate the police of the City, to impose fines, forfeitures and penalties for the breach of any ordinance, and provide for the recovery and appropriation of such fines and forfeitures and the enforcement of such penalties.
- Election of City Officers.** SEC. 33. To regulate the election of City officers, so far as it may be necessary to carry out the provisions of chapter four of this act, and provide for removing from office, any person holding an office created by ordinance.
- Removal from office.** SEC. 34. The City Council shall have power to make all ordinances, which shall be necessary and proper, for carrying into execution the powers specified in this act, so that such ordinance be not repugnant to, nor inconsistent with the Constitution of the United States, and the Constitution of the State of Minnesota.
- Style.** SEC. 35. The style of the ordinances of the City shall be: "Be it ordained by the City Council of the City of Saint Anthony."
- Publication.** SEC. 36. All ordinances passed by the City Council shall, within one month after they shall have been passed, be pub-

lished in some news paper published in the City, and shall not be in force until they shall be published as aforesaid.

SEC. 37. All ordinances of the City may be proven by the seal of the Corporation, and when printed or published in book or pamphlet form, and purporting to be printed or published by authority of the Corporation, the same shall be received in evidence in all courts or places without further proof.

Proof and authority.

## CHAPTER VI.

### OF THE DUTIES OF THE MAYOR.

SECTION 1. The Mayor shall preside at all meetings of the City Council, and shall have a casting vote and no other; in case of non-attendance of the Mayor at any meeting, the board of Aldermen shall appoint one of their own members Chairman, who shall preside at the meeting.

Who to preside at meetings of Council.

SEC. 2. The Mayor or any two Aldermen, may call special meetings of the City Council.

Call of Special Meetings.

SEC. 3. The Mayor shall at all times be active and vigilant in enforcing the laws and ordinances, for the government of the City; he shall inspect the conduct of all subordinate officers of said City, and cause negligence and persistent violations of duty to be prosecuted and punished; he shall from time to time communicate to the aldermen such information and recommend all such measures as in his opinion may tend to the improvement of the finances, the police, the health, the security, comfort, and ornaments of the City.

Duties of Mayor.

SEC. 4. He is hereby authorized to call upon every male inhabitant of the City, over the age of eighteen years, to aid in enforcing the laws and ordinances, and in case of riot, to call out the militia to aid him in suppressing the same, or carrying into effect any law or ordinance, and any person who shall not obey such call, shall forfeit to said City a fine not exceeding ten dollars.

Same—in case of riot.

SEC. 5. He shall have power wherever he may deem it necessary, to require of any officer of said City, an exhibit of his books and papers.

Power to require exhibit of books.

SEC. 6. He shall have power to execute all acts that may be required of him by any ordinance made in pursuance of this act.

Execution of ordinances.

SEC. 7. He shall also have such jurisdiction as may be vested in him by ordinance of the City, in and over all places within five miles of the boundaries of the City, for the purpose of enforcing the health and quarantine ordinances and regulations thereof.

Jurisdiction in health and quarantine ordinances.

SEC. 8. The Mayor shall receive no salary for his services.

Mayor—Salary.

SEC. 9. In case the Mayor shall at any time be guilty of a palpable omission of duty, or shall willfully and corruptly be guilty of oppression, mal conduct, or partiality in the

Misbehavior in office.

Penalty,

discharge of the duties of his office, he shall be liable to be indicted in the District Court for Hennepin County, and on conviction, he shall be fined, not more than five hundred (500) dollars, and the Court shall have power (on the recommendation of the Grand Jury,) to add to the Judgment of the Court that he be removed from office.

## CHAPTER VII.

## OF THE DUTIES OF JUSTICES AND CONSTABLES.

Justice of the Peace—qualification—jurisdiction.

SECTION 1. The Justices of the Peace for the City shall qualify and enter upon the duties of their office at the same time, and in the same manner as other Justices of the Peace; they shall have the same jurisdiction, perform the same duties and be subject to the same liabilities as other Justices of the Peace, and in addition thereto, shall have exclusive jurisdiction in all cases of the enforcement of the ordinances of the City.

Qualification of Constable—duties—fees—liabilities.

SEC. 2. The Constables of the City shall qualify and enter upon the duties of their offices at the same time, and in the same manner as other Constables, and they shall perform the same duties, receive the same fees for services performed by them, and be subject to the same liabilities as other Constables; and may serve any process issued by the City Justices of the Peace.

## CHAPTER VIII.

## ASSESSING, LEVYING AND COLLECTING TAXES.

Regulations in regard to Assessment Roll.

SECTION 1. The City Council may prescribe the form of the assessment roll, and may fully define the duties of Assessors, and make such rules and regulations in regard to revising, altering or adding to such rolls as they may from time to time deem advisable.

Duties of Assessor.

SEC. 2. The City Assessor is hereby authorized to administer such oaths as may be required by this chapter, and during the month of June of each year, unless the time be extended by the City Council, the said Assessor shall make out a complete and accurate assessment roll which shall contain in separate columns according to the best information he can obtain.

What assessment roll to contain.

1. The names of all taxable persons of the City.
2. A description of each tract or parcel of land to be taxed specifying under appropriate heads, the township, range and section in which the land lies; or if divided into lots and blocks, then the numbers of each, and the portion of the City according to the recorded plats in which the same is situate.
3. The number of acres or parts of an acre as near as can be ascertained unless the land is divided into lots and blocks.

4. The cash value of each parcel of land taxed taking the smallest legal or recorded subdivisions.

5. The full cash value of all the taxable personal property owned by or to be taxed to each person.

SEC. 3. Where any person is assessed as trustee, guardian, executor or administrator, a designation of his representative character shall be added to his name, and such assessment be entered in a separate line from his individual assessment. Same — where trustee.

SEC. 4. When lands cannot be described by the United States survey, nor by lots and blocks, it may be described by boundaries or in any manner which will make the description certain. How lands described.

SEC. 5. It shall be sufficient to describe lands in all proceedings relative to assessing, advertising or selling the same for taxes by initial letters, abbreviations and figures to designate the township, range, section or parts of a section, and also the numbers of the lots and blocks, and recorded divisions of the City. Same.

SEC. 6. The Assessor may make such alterations in the description of lands or otherwise upon such rolls as may be deemed proper to correct the same. Alterations by Assessor.

SEC. 7. When the assessment shall be completed the Assessor shall fix a time and place where he will be for the purpose of hearing any objections of parties deeming themselves aggrieved by such assessment, and shall give one week's notice thereof in the official paper of the City, and after hearing such objections, the Assessor shall make such alterations and revisions as justice and equity may require, and after the roll shall be returned to the City Council, said Council may supply omissions therein, and for the purpose of equalization, may alter, add to, or correct the same. Hearing, where parties aggrieved.

SEC. 8. When the assessment roll shall have been revised and corrected, the same shall be filed with the City Clerk, and confirmed by the Council, and thereupon, the Council may, by resolution or otherwise, levy such sum as may be sufficient for the purposes for which taxes are herein authorized to be levied, not exceeding the limits authorized. How taxes levied.

SEC. 9. All taxes and assessments general and special under this act shall be and remain a lien upon lands and tenements upon which they may be assessed or levied from the time of the order confirming the assessment roll, nor shall any property whatever be exempt from sale for the collection of taxes. Lien upon land—Exemption of property.

SEC. 10. As soon as the tax shall be levied, the City Clerk shall copy the same into a book or roll provided for that purpose, setting opposite to each tract of land and to each person named under proper columns, such sum or sums, as may have been levied upon such tract or against such persons. The said copy shall be designated the Tax List; and to it shall be appended a warrant signed by the Mayor and attested by the City Clerk under the corporate seal of Tax List—Warrant to Collect or.

**Return.** said City directed to the Collector, requiring and commanding him to collect the taxes specified in such list, and return the same within such time as is therein specified, not exceeding sixty days from the date of said warrant, *Provided*, That the Mayor or any two of the Aldermen of said City may by writing extend the time within which such tax list and warrant shall be returned from time to time as they may deem advisable.

**Form of Warrant.** SEC. 11. Said warrant may be in the following or any other sufficient form which the City Council may adopt:

STATE OF MINNESOTA, }  
CITY OF ST. ANTHONY, } ss.

*To the Collector of the City of St. Anthony, In the name of the State of Minnesota:*

You are hereby commanded that you collect from each person or set of persons named in the annexed Tax List or of any other person liable to pay the same, the amount of money set opposite to his, her or their names respectively as taxes, and on the neglect or refusal of such person or persons to pay such taxes that you levy the same by distress and sale of the goods and chattels of such persons according to law, and that you have the said list and this warrant by you collected, with the moneys collected thereon, or receipts from the Treasurer of said City for the same returned to the City Clerk of said City, within sixty days after the date hereof.

In Testimony whereof, I have hereunto subscribed  
L. S. my name and caused the corporate seal of said City to be affixed at St. Anthony, this—day of—A. D.—

*Attest:*

\_\_\_\_\_  
Mayor.

\_\_\_\_\_  
City Clerk.

Tax List to be  
compared with  
Assessment  
Roll — Certifi-  
cate-Evidence.

SEC. 12. Such Tax List before being delivered to the Collector, shall be compared by the City Clerk with the assessment roll as confirmed; and he shall affix to it his certificate that the same has been so compared by him, and that the whole of said assessment roll has been copied into said tax list, and said tax list when so certified shall be *prima facie* evidence in all courts that the lands and persons therein named were subject to the taxes therein specified, and that the assessment was just and equal.

Collector's Re-  
ceipt of Tax  
List.

SEC. 13. On receiving the said Tax list, the Collector shall give his receipt therefor to the City Clerk of said City, which shall be kept on file, and shall give notice by publication for one week in the official paper of said City, to the tax payers thereof, that he has received such tax list, and requiring them within thirty days from the first publication of such notice to pay such taxes to him, and the publication

Notice to tax  
payers.

of such notice shall be deemed equivalent to a personal demand, and neglect to pay such taxes within thirty days after the publication of such notice shall be deemed a refusal to pay the same.

SEC. 14. At the expiration of the thirty days mentioned in the preceeding section, the Collector shall proceed to enforce the collection of such taxes by distress and sale of the goods and chattels of the person or persons liable to pay the same. He shall give public notice of the time and place of sale and of the property to be sold at least six days previous to such sale by advertisement, to be posted up in three public places in said City. The sale shall be at public auction in the day time, and the property sold shall be present; but at any time previous to the sale, the owner or claimant of such property may release the same by the payment of the taxes, interest and charges for which the same is liable to be sold.

Enforcement of the collection of taxes—notice

Manner of Sale.

How property released.

SEC. 15. Wherever the purchase money on such sale shall not be paid at such time as the Collector may require, he may in his discretion again expose the property for sale, or in his name of office sue such purchaser for the purchase money, and recover the same with costs and twenty-five per cent. damages.

Collector to enforce payment of purchase money.

SEC. 16. If the property distrained shall be sold for more than the amount of the taxes and costs, the surplus shall be returned to the owner of such property.

Surplus of purchase money,

SEC. 17. When the Collector discovers that any land has been assessed more than once in the same year, he shall only collect the tax justly due thereon, and shall make return of the balance as a double assessment and shall be credited therefor.

Double assessment.

SEC. 18. The Collector shall upon payment to him of any tax give a receipt for the same therein describing the lands, or specifying the amount of personal property on which the same is paid, and shall note upon his tax list the payment thereof, and if such Collector knowingly return as unpaid any tax which has been paid to him, he shall be deemed guilty of a misdemeanor, and on conviction thereof, shall be punished by imprisonment not exceeding three months, or by fine not exceeding one hundred dollars, and shall be liable to pay the city or any person injured thereby, the amount so collected with all costs and damages which shall arise on account of such false return to be recovered in an action against him and his official sureties.

Receipt for taxes.

Penalty for false return.

SEC. 19. The Collector shall return with said warrant and tax list a separate list of all the delinquent or unpaid taxes, in tabular form which may be fixed by the City Council, and varied as facts may require.

Return of delinquent taxes.

SEC. 20. The Collector shall make to be annexed to such delinquent list an affidavit before any officer authorized by law to administer oaths, that the facts set forth in such list are correct, that the sums therein returned as unpaid taxes

Affidavit upon return.

have not been paid, and that he has not upon diligent inquiry been able to discover any goods or chattels belonging to the persons charged with such unpaid taxes whereon he could levy the same, which affidavit shall be annexed to such delinquent list, and filed with the City Clerk of said City, and the amount of said delinquent list shall be credited to the Collector,

Indictment for  
neglect—Pen-  
alty,

SEC. 21. Any Collector who shall refuse or neglect to pay over all moneys by him collected for taxes, or shall neglect or refuse to make a return of the delinquent taxes as required in this chapter shall be liable to indictment therefor, and upon conviction on such indictment may be fined in a sum not exceeding two thousand dollars, or imprisonment not exceeding one year, or punished by both fine and imprisonment in the discretion of the court.

Warrant for col-  
lection of delin-  
quent taxes.

SEC. 22. The Mayor may at any time within three years after the return by the Collector of any delinquent taxes assessed on personal estate make out a warrant, with a list of such delinquent taxes annexed thereto, and deliver the same to the Collector, who shall receipt for and collect and return the same in the same manner and under the same responsibilities as in the case of an original tax list.

#### SALE OF LANDS FOR UNPAID TAXES—CONVEYANCE AND REDEMPTION.

Lands subject to  
sale.

SEC. 23. All lands returned by the City Collector in the delinquent list, upon which the taxes interest and charges shall not be paid within thirty days after such return, shall be subject to sale as herein provided.

Notice of Sale.

SEC. 24. The City Clerk shall immediately after such return make out a statement of all such lands, containing a brief description thereof, stating that so much of each tract or parcel of land described in said statement as may be necessary for such purpose, will, upon a day to be therein named, which shall be at least thirty days after the publication of said statement, as provided in the next section, and the next succeeding days, be sold by him at public auction, at some public place within said City, for the payment of the taxes, interest and charges thereon.

Time of publica-  
tion—Effect.

SEC. 25. The City Clerk shall cause the statement and notice mentioned in the preceding section to be published three successive weeks in the official paper of said City, and such publication shall be deemed a demand, and the neglect to pay said taxes, with charges and interest, before the day of sale named in said notice, shall be deemed a refusal to pay the same.

Evidence of pub-  
lication.

SEC. 26. The affidavit of the printer, or of some person to whom the fact of such publication is known, shall be made and filed with the City Clerk within ten days after such sale, and shall be conclusive evidence of such publication.

SEC. 27. On the day designated in the notice of sale

aforesaid, the City Clerk shall commence the sale of those lands on which the taxes, interest and charges shall not have been paid, and shall continue the same from day to day (Sundays excepted) until so much of each parcel thereof shall be sold as shall be sufficient to pay the taxes, interest and charges thereon, and all moneys received on such sale shall be paid into the City Treasury. Sale of lands.

Sec. 28. The person at such sale offering to pay the taxes, interest and charges on any tract or parcel of land for the least quantity thereof, shall be the purchaser of such quantity, which, if less than the whole, shall be designated and described at the time of such sale. Manner of sale.

Sec. 29. The City Clerk may, at his discretion, require immediate payment of every person to whom any parcel of such land shall be struck off, and in all cases where payment is not made within twenty-four hours after such bid, he may declare such bid cancelled, and sell the land again, or in his name of office may sue the purchaser and recover the same, with costs and twenty five per cent. damages, and such person shall not be entitled to have any bid thereafterwards made by him received by the City Clerk. Enforcement of payment.

Sec. 30. If any parcel of land cannot be sold for the amount of taxes, interest and charges thereon, it shall be passed over for the time being, but shall, before the close of such sale, be re-offered for sale; and if the same can not be sold for the amount aforesaid, the City Clerk shall bid the same off for the City for such amount. Lands bid off by City.

Sec. 31. All lands bid off for the City, as provided in the preceding section, shall continue liable to be taxed as before, and such taxes and the interest and charges thereon shall be a lien on such lands, and shall be paid out of the City Treasury while such lands belong to the City; but such lands shall not again be offered for sale for taxes levied subsequently, until the same shall have been redeemed or sold by the City, or the tax certificate issued to the City shall have been transferred. Same—liable to be taxed.

Sec. 32. When any lands so bid off for the City shall not be redeemed as hereinafter provided, the City Clerk, or his successor, shall execute to said city a conveyance thereof, in the same manner and with the same effect as conveyances executed by him to individuals for lands sold for taxes. When sold.

Sec. 33. The City Council may by resolution authorize the City Clerk to sell and assign, in such manner as they may direct, all or any tax certificates issued to said City, and the assignee of such certificate shall be entitled to the same rights as original purchasers at the sale. Conveyance to City.

Sec. 34. When land is sold for taxes, it shall not be necessary to sell the same as the property of any particular person, and if it should be sold as the property of any one, no misnomer of the owner, or supposed owner, or other mis- Sale of Tax Certificate.

take respecting the ownership of such land, shall ever affect the sale or render it void or voidable.

**Certificate to purchaser.** SEC. 35. The City Clerk shall give to each purchaser, on the payment of his bids, or to the City where [the land] is bid off by the City, a certificate in writing, dated the day of the sale, describing the land purchased, the amount paid therefor, and the time when the purchaser will be entitled to a deed. Such certificate shall be assignable, and may be transferred by written assignment, endorsed upon or attached to the same. And such assignment shall have the same effect as of bonds for deeds, and such certificate, if acknowledged by the City Clerk, before any person authorized to take acknowledgments for deeds, may be recorded like other conveyances.

**Assignable — Effect of.**

**Filing of papers.** SEC. 36. The City Clerk shall immediately after the close of any sale of lands for taxes, deposit in his office all affidavits, notices and papers in relation to such, to be filed and preserved therein, also a statement containing a particular description of each tract or parcel of land sold by him, specifying the name of the person to whom sold, the amount for which the same was sold, and the name of the owner, if known; and shall also record the same in a book to be kept by him for that purpose.

**Statement—what to contain.**

**Notice of unredeemed lands.** SEC. 37. The City Clerk shall at least six months before the expiration of the time limited for redeeming lands sold as aforesaid, cause to be published in the official paper of said City, at least once each week, for twelve successive weeks, a list of all unredeemed lands, specifying each tract or lot, the name of the person to whom assessed, if any, and the amount of taxes, charges and interest, calculated to the last day of redemption, due on each parcel, together with a notice that unless such lands be redeemed on or before the day limited therefor, specifying the same, they will be conveyed to the purchaser.

**Time of redemption.** SEC. 38. The owner or occupant of any land sold for taxes, or any other person, may at any time within three years from the date of the certificate of sale, redeem the same, or any part thereof, or interest therein, by paying to the City Clerk of said City, for the use of the purchaser, his heirs or assigns, the amount for which such land was sold, and all subsequent charges thereon authorized by the provisions of this chapter, or such proportion thereof as the part or interest redeemed shall amount to, with interest thereon at the rate of twenty-five per cent. per annum, from the date of such certificate; but whenever any lands shall be redeemed within six months after the sale thereof, interest as aforesaid shall be paid for six months; *Provided, however,* That such land or interest may be redeemed at any time before the tax deed executed upon such sale is delivered by the City Clerk, and when so redeemed such deed shall be void.

**How redeemed.**

Sec. 39. The person wishing to redeem any land sold for taxes, in addition to the amount to be paid by him as specified in the preceding section, shall, before the same shall be redeemed, pay all other taxes and charges on the land, or the part thereof or interest therein sought to be redeemed, which had been paid by the purchaser at such sale, or his assigns, with interest at the rate of twelve per cent. per annum; *Provided*, Vouchers or other evidence of the last named taxes and charges shall have been deposited with the City Clerk prior to such redemption. Same.

Sec. 40. The lands of minors, or any interest they may have in lands sold for taxes, may be redeemed at any time before such minor becomes of age, or within one year thereafter; and the lands of any married woman, insane person, or idiot, so sold, or any interest they may have in the same, may be redeemed within five years after such sale. Such redemption shall be made in the same manner as in other cases. Redemption in certain cases.

Sec. 41. Upon redemption of any land sold for taxes by payment to the City Clerk, such Clerk shall execute to the person so redeeming a certificate, specifying the name of the purchaser, the land redeemed, and the amount of redemption, money paid, and date of payment; and shall also enter the same facts in his book opposite to the entry of sale. Certificate.

Sec. 42. The City Clerk shall, upon the demand of any person entitled to any redemption money in his hands, forthwith pay the same to such person; and at the expiration of his term of office shall pay over to his successor in office all redemption money in his hands. Payment of redemption money.

Sec. 43. In case of the loss of any tax certificate, the City Council may receive evidence of the ownership and loss thereof, and on proof may cause a deed as aforesaid to be issued to the person entitled thereto; but such deed, if wrongfully or improperly obtained, shall be void and frustrate for all purposes. Loss of Tax Certificate.

Sec. 44. If any land shall not be redeemed as aforesaid, the City Clerk of said City, after the time for redemption thereof, on the presentation to him of the certificate of sale, shall execute and deliver in his name of office to the purchaser or assignee of such certificate, his heirs and assigns, a deed of the land so remaining unredeemed, and shall acknowledge the same, which deed shall vest in the grantee an absolute estate in fee simple, subject however to all unpaid taxes and charges, which are a lien thereon, and to redemption as provided in this chapter; and such deed, duly witnessed, shall be *prima facie* evidence of the regularity of all proceedings, from the valuation of the land by the Assessors inclusive up to the execution of the deed, and may be recorded with like effect as other conveyances of land. Deed. Effect. Evidence.

Form of Deed.

SEC. 45. Such deed may be in the following, or any other sufficient form which the City Council may adopt:

THE CITY CLERK OF THE CITY OF ST. ANTHONY TO ALL TO WHOM THESE PRESENTS SHALL COME—GREETING—

Know ye, That whereas the City Council of the City of St. Anthony did during the year 18—, in pursuance of the charter and ordinances of said City, cause an assessment and valuation to be made of all and singular the real and personal estate then being in said City, and legally taxable therein, and did levy a tax of — per cent. on the assessed value of such property, and did cause to be made out and delivered to the then Marshal (or Collector of Taxes) of said City, a tax list containing a list of such property, together with the amount of the tax levied upon and against each parcel thereof, whereby it appears that the sum of — dollars and — cents was levied as the amount of the City tax for said City for said year 18—, on the following described parcel of land situate in said City, viz:

And Whereas, The said tax was duly demanded by the said Collector, but the same has never been paid but was duly returned by the said Collector to the then City Clerk of said City as delinquent and unpaid. And whereas, on the — day of —, A. D. eighteen — (18—,) —, who was then the City Clerk of said City, duly qualified and acting as such in conformity with the requirements of the charter and ordinances of said City, did expose for sale at public auction, the tract of land last above described, for the sum of — dollars and — cents, being the amount of the City taxes levied upon said parcel of land for said year eighteen — (18—,) with the interest and charges thereon, (due notice of said sale having been previously published in the —, then the official newspaper of said City, for more than — days previous to said sale, as provided in the charter and ordinances of said City.)

And whereas, — offered to pay the sum of money last aforesaid for —, which was the least quantity bid for —. And whereas, — now holds the certificate of said sale,

Therefore, I, —, the City Clerk of said City of St. Anthony, now duly qualified and acting pursuant to the charter and ordinances of said City, have granted, bargained and sold, and by these presents do convey and confirm unto the said —, heirs and assigns, the said parcel of land, to wit:

To have and to hold the same, with all appurtenances belonging thereto, to —, the said —, heirs and assigns to — and their own proper use forever; subject,

however, to all rights of redemption provided for by law or the ordinances of said city, and to all liens for taxes and charges now unpaid.

L. S. } In testimony whereof I have hereunto subscribed my name and affixed the corporate seal of said City, at St. Anthony, in the State of Minnesota this — day of —, A. D. eighteen —, (18—)

Done in presence of

\_\_\_\_\_,  
City Clerk of the City of St. Anthony.

And may be acknowledged before any person authorized by law to take the acknowledgment of deeds.

SEC. 46. In case that any conveyance of land sold for delinquent taxes shall be invalid for any defects in the proceedings, or other reason, the purchaser, or his assigns, shall be entitled to have refunded to them, upon cancelling such conveyance, the amount of money for which such land was so sold, but shall recover no other damages whatever. Money refunded upon defect in title.

SEC. 47. All taxes assessed on any tract of land, and all costs, charges and interest thereon, shall be a lien on such land until paid, and all costs which shall accrue, jointly or in the aggregate, on two or more parcels of land, shall be apportioned thereon, as the City Council shall deem equitable. Taxes a lien.

SEC. 48. Any suit or proceeding for the recovery of lands sold for taxes, as provided in this chapter, shall be commenced within three years after the recording of the tax deed of sale, and not thereafter, excepting in cases where the taxes were paid or the land redeemed according to law. How title tested.

SEC. 49. If any collector shall fail to make settlement of the taxes, included in the tax list, within the time specified herein, or shall withhold any public moneys in his hands after the same should be paid over, he shall be liable to pay ten per cent. damages and twelve per cent. interest thereon, to be recovered by suit in the name of said City against such collector and his sureties upon his official bond. Damages to be recovered of Collector.

SEC. 50. The entries made in the books of the City Clerk, the assessment rolls, tax lists, and warrants attached, and also the lists of lands sold for taxes, filed or recorded by the City Clerk, also the delinquent list and return of the collector, shall be *prima facie* evidence in all judicial proceedings of all matters to which they refer. What deemed evidence.

SEC. 51. The City Council shall have power by ordinance to fix the fees of the City Clerk for doing the acts herein required, which, together with the costs of publishing all notices, shall be charges upon the lands sold, and paid by the purchaser and persons redeeming the same. Fees of City Clerk.  
Charges upon the land.

SEC. 52. They are also empowered to make all ordinances in addition to this chapter necessary and proper to carry out the provisions hereof according to the true intent and mean- Ordinances to carry out the intent of this chapter.

ing hereof; or should cases arise not provided for herein, they may proceed according to the tenor of the general laws for the levying of taxes and sale of lands for unpaid taxes.

**SEC. 53.** All the instructions and directions herein given for the assessing of lands and personal property, and the levying and collecting of taxes and assessments shall be deemed only directory, and no error or informality in the proceedings of any of the officers entrusted with the same, and not affecting the substantial justice of the tax itself, shall vitiate or in anywise affect the validity of the tax or assessment, or of the title conveyed under any sale for taxes under this chapter.

## CHAPTER IX.

### PROCEEDINGS IN SPECIAL CASES.

**SECTION 1.** When it shall be necessary to take private property for opening, widening or altering any public street, lane, avenue, or alley, the corporation shall make just compensation therefor to the person whose property is so taken. And if the amount of such compensation cannot be agreed upon, the Mayor shall cause the same to be ascertained by a jury of twelve disinterested freeholders of the City, to be selected as jurors in justice's courts.

**SEC. 2.** When owners of two thirds of the property on a street, lane, avenue or alley proposed to be opened, widened or altered, shall petition therefor, the City Council may open, widen or alter such street, lane, avenue or alley, upon condition to be prescribed by ordinance; but no compensation shall in such case be made to those whose property shall be taken for the opening, widening or altering such street, lane, avenue or alley, nor shall there be any assessment of benefits or damages that may accrue thereby to any of the petitioners.

**SEC. 3.** Juries empaneled to enquire into the amount of benefits or damages which shall happen to the owners of property proposed to be taken for opening, widening, or altering any street, lane, avenue or alley, shall be sworn to that effect, and shall return to the Mayor an inquest in writing signed by each juror.

**SEC. 4.** In ascertaining the amount of compensation for property taken for opening, widening or altering any street, lane, avenue or alley, the jury shall take into consideration the benefit as well as the injury happening by such opening, widening or altering such street, lane, avenue or alley.

**SEC. 5.** The City Council shall have power by ordinance, to levy and collect a special tax, on the holders of the lots on any street, lane, avenue, or alley, or part of any street, lane, avenue, or alley, according to their respective fronts, for the purpose of paving and grading the side walks, and lighting such street, lane, avenue or alley.

## CHAPTER X.

## PROPERTY EXEMPT FROM EXECUTION.

**SECTION 1.** The following property now or at any time hereafter, belonging to said City or either of the Wards thereof, shall be exempt from levy and sale under or by virtue of any execution; Engine Houses, Hook and Ladder Houses, together with the grounds and lots on which they are situated, and all Fire Engines, Carriages, Hooks, Ladders, Buckets, Hose or any other fire apparatus used by any companies created or authorized by the City Council of said City; School and Market Houses, and the furniture thereof, and furniture of City Council, and office rooms: *Provided*, That nothing herein contained shall exempt any of the aforesaid Real or Personal property from levy and sale, by virtue of any execution issued on judgments rendered in favor of any person or persons who may have furnished or sold any such fire apparatus to, or on the credit of said City; nor shall any Real or Personal property of any inhabitants of said City, or of any individual or corporation be levied on and sold by virtue of any execution issued to satisfy or collect any debt, obligation, or contract of said City.

City property exempt from levy on execution.

## CHAPTER XI.

## GENERAL PROVISIONS.

**SECTION 1.** The City Council shall have power for the purpose of keeping the streets, lanes, avenues and alleys in repair, to require every male inhabitant in said City, over the age of twenty-one years, and under the age of fifty years, to labor on said streets, lanes, avenues or alleys, not exceeding two days in each and every year; and any person failing to perform such labor when duly notified by the supervisor, shall forfeit and pay the sum of one dollar per day for each day so neglected or refused.

Labor Tax.

**SEC. 2.** The City Council shall cause to be published annually on the first Monday of April, a full and complete statement of all moneys received and expended by the corporation during the preceeding year, and on what account received and expended.

Financial Statement published.

**SEC. 3.** All suits, actions and prosecutions instituted, commenced or brought by the corporation hereby created, shall be instituted, commenced, and prosecuted in the name of the City of St. Anthony.

How suits bro't.

**SEC 4.** Appeals shall be allowed from decisions, in all cases arising under the provisions of this act, or any ordinance passed in pursuance thereof, to the District Court of Hennepin County, and every such appeal shall be taken and granted in the same manner and with like effect as appeals

Appeals.

are taken from and granted by Justices of the Peace to the District Court under the laws of this State.

**The manner of filling vacancy in office of Mayor.**  
 SEC. 5. Whenever the Mayor shall absent himself from the City, or shall resign or die, or his office shall be otherwise vacated, the Board of Aldermen shall immediately proceed to elect one of their number President, who shall be Mayor *pro tem*.

**This Act to be evidence.**  
 SEC. 6. This act is hereby declared to be a public act, and may be read in evidence in all courts of law and equity in this State without other proof.

**Powers of City Marshall.**  
**Fees.**  
 SEC. 7. The City Marshal or any other officer authorized to execute writs or other process issued by the City Justices of the Peace, shall have power to execute the same within the limits of Hennepin County, and shall be entitled to the same fees for travelling as are allowed to Constables in similar cases; and the said Marshal shall have and may exercise all the powers of a Constable under the laws of this State.

SEC. 8. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 12th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER II.

*An Act to authorize the County of Ramsey to issue Bonds.*

- SECTION 1.** County of Ramsey authorized to issue Bonds.
2. Conditions of Bonds.
  3. Tax to pay interest.
  4. Per centum in gold and silver.
  5. County Treasurer to appropriate sufficient amount to pay interest and installments of principal.
  6. County Commissioners authorized to issue further Bonds.
  7. Authorities to provide for payment of said Bonds.
  8. Other Bonds prohibited.
  9. Commissioners appointed to compromise indebtedness of County; vacancies, how filled.
  10. Oath of Commissioners.
  11. Treasurer and Auditor to furnish Statement to Commissioners.
  12. Commissioners to meet creditors of County; notice of meeting.
  13. Powers of Commissioners; their Compensation.
  14. Bonds, how executed; duties of Treasurer.
  15. When powers of Commissioners terminate.
  16. Bonds authorized for expenses of current fiscal year.
  17. County Auditor prohibited from drawing orders upon the Treasury, on certain conditions.
  18. County orders not to be received for delinquent taxes, after a certain date.
  19. When this Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

**SECTION 1.** The County of Ramsey is hereby authorized to issue bonds for the purpose of reducing and funding her present indebtedness, and making such compromise and adjustment in reference to the bonds which have been heretofore issued by the authorities thereof; as may be thought advisable and expedient.

Authority to issue bonds.

Adjustment of bonds already issued.

**SEC 2.** Such bonds may bear interest at a rate not exceeding seven per cent. per annum, payable semi-annually, and the principal thereof shall be payable as follows: One fifth in eleven years, one fifth in twelve years, one fifth in thirteen years, one fifth in fourteen years, and the remaining one fifth in fifteen years from the date thereof. Interest and principal payable in New York.

Rate of interest—when payable—when principal to be paid—where payable.

**SEC. 3.** The proper authorities of said county shall annually include in the general tax, a sufficient amount to meet and pay the interest on such bonds as may be so issued, and when any installment of principal is about to become due, sufficient to meet and pay such installment.

Tax assessed to meet principal and interest.

**SEC. 4.** When said general tax is levied, the authorities levying the same shall specify and direct that a certain per centum of such tax shall be collected in gold or silver, and this per centum is to be so regulated as amply to provide for the payment of any interest or principal which may be about to become due upon said bonds, after making due allowance for the probable difference which will exist between the amount of tax levied, and the amount collected.

How tax levied.

**Duty of Co. Treasurer to provide for payment of principal and interest.**

Sec. 5. It shall be the duty of the County Treasurer to set aside and appropriate a sufficient amount of all gold and silver which shall come into his hands (except for State and school taxes) to pay any interest or installment of principal of any bonds which may be issued under this Act, which may be unpaid, or becoming due during the fiscal year.

**Date of Co. Commissioners to issue bonds in certain cases.**

Sec. 6. The County Commissioners of said County are authorized by this Act to issue the further bonds of said county, (not to exceed in the aggregate the sum of fifteen thousand dollars (\$15,000)), to obtain the means to liquidate any installment of interest or principal which may become due upon the bonds heretofore authorized to be issued, in case the Treasurer shall be unable to meet the same as heretofore provided.

**How principal & interest of said bonds to be paid.**

Sec. 7. The authorities of said County shall provide for the payment of the bonds last mentioned, and the interest thereon, as is directed in sections three, four and five of this Act for the payment of the bonds mentioned therein.

**County of Ramsey prohibited from issuing other bonds.**

Sec. 8. The said County of Ramsey is hereby prohibited from issuing any other bonds than such as are herein allowed to be issued.

**Commissioners appointed to adjust the indebtedness of the County.**

Sec. 9. William R. Marshall, Luko Marvin and Peter Berkey are hereby appointed Commissioners, who shall have authority, with the bonds mentioned in section one, to reduce and compromise the present indebtedness of said County, or any portion thereof, and with said bonds to make such compromise and adjustment of the bonds heretofore issued by said county, as they may deem advisable and expedient. The Judge of the District Court may fill any vacancy which may occur at any time in the Board of Commissioners; and said Commissioners are authorized to appoint a Clerk to keep minutes and records of their proceedings.

**How vacancy filled.**

**Clerk to be appointed.**

**Oath of Commissioners taken & filed.**

Sec. 10. It shall be the duty of each Commissioner, before entering upon the duties of his office, to take and file with the Register of Deeds of said County, an oath that all acts performed by him under this Act shall be so performed according to their belief and understanding, for the best interest of the said County.

**Duty of Treasurer and Auditor to furnish statement to Commissioners.**

Sec. 11. It shall be the duty of the Treasurer and Auditor of said County, immediately after the appointment of said Commissioners, to furnish them with a statement of the bonds issued by said County, showing the amount due upon each bond, when and to whom the same were issued, and, (if known,) the present holders, as well as a similar statement showing the indebtedness of said County.

**Meeting of Commissioners—Notice.**

Sec. 12. Said Commissioners shall immediately after their appointment fix a time and place for meeting the holders of said bonds and the creditors of said County, to carry out the purposes of this Act, of which, notice shall be given by publication for three weeks in a newspaper published at the City of St. Paul.

**Sec. 13.** Said Commissioners may adjourn from day to day, and a majority of them shall be authorized to act. They shall keep minutes of all compromises and agreements made by them, as well as of all their other proceedings, which shall be filed in the office of the County Treasurer for public inspection. Either of said Commissioners may administer oaths in reference to any matter coming properly before them. Said Commissioners and their Clerk shall receive from the County Treasury compensation, at the rate of two dollars per day for each day's service actually rendered; and all expenses hereby properly incurred shall be paid by said County.

Duties prescribed

Compensation.

**Sec. 14.** The bonds issued by said Commissioners shall be executed by a majority thereof, in behalf of said County, and countersigned by the County Treasurer, before the same shall be of any validity. The said Treasurer is not authorized to countersign any such bonds unless the same are less in amount than the bonds and interest, on the indebtedness, for which the same are to be issued, nor unless the compromised bonds, or the evidence of compromised indebtedness, (if the same can be obtained), are delivered to said Treasurer for cancellation, or (if the same cannot be obtained), a proper release and obligation to hold the County harmless therefrom. The said Treasurer is hereby required to keep a record of all bonds issued under this law, and of all debts and bonds therewith compromised.

Execution of bonds.

When Treasurer to countersign bonds.

Record of bonds.

**Sec. 15.** The powers and duties of said Commissioners shall terminate within six months from the passage of this Act.

The time during which Commissioners are to act.

**Sec. 16.** The said Commissioners, William R. Marshall, Luke Marvin and Peter Berkey, are hereby authorized to issue further bonds, in the manner hereinbefore provided, not exceeding fifteen thousand dollars (\$15,000) of such denomination as to them shall seem most advantageous for said County, for the purpose of raising money to place in the treasury of said County to aid in defraying the current expenses of said County the present fiscal year; and the Treasurer of said County shall countersign and seal such bonds upon the payment into the treasury by said Commissioners of such money as the said Commissioners can realize from the same, and thereupon said bonds shall be valid to all intents and purposes whatever; and the said Commissioners shall have authority to negotiate said bonds as in their judgment shall be best for the interests of the County.

Commissioners to issue other bonds.

Negotiation of same.

**Sec. 17.** The Auditor of the said County, and all other County officers, are hereby prohibited from drawing any orders upon the treasury of said County on or after the fifteenth day of April, eighteen hundred and sixty, unless there is money in the treasury at the time said order is drawn to pay the same; and any officer violating the provisions of this section, shall forfeit and pay to any party complaining the sum of one hundred dollars.

No orders to be drawn on the Treasury.

Penalty for violating this section.

County orders not  
to be received  
in payment of  
taxes.

SEC. 18. No County Orders shall be received in payment of delinquent taxes in said County of Ramsey on or after the fifteenth day of April next, and any officer of said County who shall receive any such orders in payment of delinquent taxes after said date shall forfeit to the County the sum of one hundred dollars for each offence.

SEC. 19. This Act shall take effect and be in force from and after its passage.

AMOS GOGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

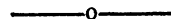
APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.



### CHAPTER III.

#### *An Act to Change the Names of Samuel Aronswald and Others.*

SECTION 1. Changes names of Samuel Aronswald, his wife, and his two minor children.  
2. When this Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

Names of certain  
persons changed

SECTION 1. That the names of Samuel Aronswald, and Lydia Elizabeth Aronswald his wife, and of Augusta Louisa Aronswald, and Cordelia Aronswald, minor children of the said Samuel Aronswald and Lydia Elizabeth Aronswald, all of the City and County of Winona, are hereby changed as follows, to wit:—That the name of the said Samuel Aronswald is hereby changed to Samuel Aronswald Forest, and the name of the said Lydia Elizabeth Aronswald is hereby changed to Lydia Elizabeth Forest, and that the name of the said Augusta Louisa Aronswald is hereby changed to Augusta Louisa Forest, and the name of the said Cordelia Aronswald is hereby changed to Cordelia Forest.

SEC. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 7th, 1860 }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

#### CHAPTER IV.

### *An Act to Amend An Act Entitled "An Act to Incorporate the Town of Minneapolis."*

- SECTION 1. Town Council authorized to levy tax for Corporation purposes on certain conditions; also, for Fire Company; conditions and notice.
2. Provide for the collection of said tax.
  3. Strikes out certain words in section twenty in an Act entitled An Act to incorporate the town of Minneapolis, approved March first, A. D. 1856.
  4. Taxes undeducted returned to Auditor.
  5. When this Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section eleven of an act entitled an act to incorporate the Town of Minneapolis, approved March first, A. D. eighteen hundred and fifty-six, be amended so as to read as follows:—The Town Council are hereby authorized and empowered to levy a tax for Corporation purposes upon all the property both real and personal, within the limits of said Corporation subject to taxation, according to the valuation of the same as shall appear upon the assessment roll for State and County taxes,—*Provided*, said tax shall not exceed in any year five mills on the dollar of the valuation of said property; and the Town Council shall also have power, if authorized by a majority of all the votes cast by any meeting called for said purpose, to levy an additional tax sufficient to organize and establish a fire company, purchase fire engines, hose and other necessary apparatus for extinguishing fires in said Town, and for such other purposes as a majority of all the votes legally cast at said meeting may direct; *Provided*, That in all cases public notice of such meeting shall be given at least ten days prior to

Council empowered to levy tax.

Limitation of tax.

Additional tax, when to be levied for certain purposes.

Notice, when and how given.

the same, and each and every object to be voted upon stated therein.

**When tax levied, duty of Clerk.** SEC. 2. That section twelve of said act be amended so as to read as follows:—When any tax is levied prior to August first, A. D. eighteen hundred and sixty, it shall be the duty of the Clerk to make out a duplicate of the valuation of all the property real and personal as shall appear upon the assessment roll for State and County taxes, with the amount of tax assessed upon each item of property annexed, which duplicate and assessment shall be certified by the President and Clerk, and one copy thereof shall be placed in the hands of a collector appointed by the Town Council, who shall proceed to collect the same, and for such purpose he is hereby invested with the same powers as are conferred upon the collector of State and County taxes, and the said collector shall pay over the moneys so collected to the Town Council at such times as they may by their warrant direct, and for the faithful performance of the duties of his office, he shall execute a good and sufficient bond with two or more sureties in such sums as said Council may direct, which bond shall be filed with the Clerk of said Corporation; and he shall be entitled to such fees as the Town Council may direct not to exceed five per centum of all the moneys so collected, to be paid by the order of said Council, but when any tax shall be levied after the first day of August, A. D. eighteen hundred and sixty, then it shall be the duty of the Clerk to transmit to the County Auditor the amount to be raised.

**Duties of Collector.**

**Bond to be given and filed.**

**Fees.**

**Duty of Clerk.**

**Certain words struck out of original Act.** SEC. 3. That section twenty of said act shall be amended by striking out the words "to elect Town Officers, or at any other meeting of such electors," also the words "by resolution," also, the words "cause to be raised by," where they occur in said section.

**Uncollected taxes to be returned to Co. Auditor.** SEC. 4. The Town Council may at any time before the first day of September, A. D. eighteen hundred and sixty, transmit to the County Auditor a list of the taxes levied and uncollected in said Town, and said Auditor shall add the same to the taxes for the next year, and the County Treasurer shall proceed to collect the same in the manner prescribed by law for the collection of other taxes.

**Duty of County Treasurer.**

SEC. 5. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER V.

*An Act to Authorize the County Commissioners of Douglas County to Borrow Money for County Improvements.*

- SECTION 1. County Commissioners of Douglas County authorized to borrow money.  
 2. Authorized to issue bonds.  
 3. Provides for the appropriation of the money borrowed.  
 4. When this Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the County Commissioners of Douglas County, or their successors in office be, and are hereby authorized and empowered to borrow a sum of money not exceeding five hundred dollars, (\$500), at a rate of interest not exceeding seven (7) per cent. per annum, and for a period of time not exceeding four (4) years.

County Commissioners authorized to borrow money—rate of interest—time.

SEC. 2. The said Board of County Commissioners are hereby authorized and empowered to pledge the faith of said County for the payment of the said loan, by bonds duly executed by the said Board.

Bonds to be issued

SEC. 3. The money so borrowed shall be used and applied to County improvements in such manner as a majority of voters of Douglas County shall determine.

Money, how to be appropriated.

SEC. 4. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 . IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 9th, 1860 }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER VI.

*An Act for the relief of School District number six in Houston County.*

SECTION 1. Authorizes School Trustees to issue warrant to collect certain delinquent school taxes.  
 2. Clerk authorized to collect.  
 3. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

Trustees to issue warrant for collection of taxes. SEC. 1. The Trustees of School District number six, in the County of Houston, or their successors in office, are hereby authorized and required to issue their warrant to the Clerk of said district, or his successor in office, in the form prescribed by law, authorizing and directing him to proceed to collect, according to law, certain school taxes in said school district, which were authorized by a vote of the legal voters of said district, for the purpose of building a school house and for other necessary contingent expenses in said district in the year one thousand eight hundred and fifty eight, or so much thereof as remain delinquent and unpaid.

Duty of Clerk to collect tax. Validity of warrant. SEC. 2. The Clerk of said school district, or his successor in office, is hereby authorized to proceed to collect said taxes under and by virtue of said warrant, in the same manner and with the same effect as if the same had been issued within the time prescribed by law, and said warrant is hereby declared to be as valid and of the same force as if the same had been issued within the time prescribed by law and no other warrant had been issued for the collection of said taxes.

SEC. 3. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 3d, 1860.

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER VII.

*An Act to authorize the Commissioners of Hennepin County to direct a portion of the tax assessed for County purposes to be collected in gold and silver, or current bank bills, for certain purposes.*

- SECTION 1. Board of Commissioners empowered to direct a per centum of tax collected in gold or silver or current bank bills.  
 2. Said per centum to be set apart for payment of interest on bonds or other indebtedness of County; balance how disposed of.  
 3. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That the Board of County Commissioners of Hennepin County, until otherwise provided, is hereby authorized and empowered to order and direct that a portion of the tax assessed for county purposes for said county, not exceeding two mills on the dollar, shall be collected in gold or silver, or current bank bills, for the purposes hereinafter mentioned.

Board of County Commissioners authorized to have a certain amount of tax collected in gold and silver or currency.

SEC. 2. That so much of the tax assessed for county purposes as is authorized to be collected in gold or silver or current bank bills in section one of this Act, or so much thereof as shall be necessary for the purpose, shall, upon the order of the Board of said County Commissioners, be directed to be set apart for the purpose of paying the interest or coupons on the bonds of said county, or on other indebtedness thereof, and the balance of said tax so ordered to be collected, after paying said interest or coupons, shall be disposed of in such manner as shall be ordered by the said Board of County Commissioners.

To be set apart for payment of coupons.

SEC. 3. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 8, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER VIII.

*An Act to legalize the proceedings of the Board of Commissioners of the County of Hennepin in establishing the towns of Champlin and Dayton, in said County.*

SECTION 1. Establishment of Towns of Champlin and Dayton legalized.  
 2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

The creation of  
 and all proceed-  
 ings by the  
 towns of Cham-  
 plin and Dayton  
 legalized.

SECTION 1. That the acts and proceedings of the Board of County Commissioners of the County of Hennepin in erecting and establishing the Towns of Champlin and Dayton, in said County, in the spring of eighteen hundred and fifty-eight (1858), and all acts and proceeding of the town meetings of the said towns of Champlin and Dayton, done in pursuance thereof, be, and the same are hereby declared to be in [all] respects legal and valid.

SEC. 2. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

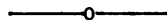
APPROVED—March eighth, One thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.



## CHAPTER IX.

*An Act to establish the town of Eagan.*

SECTION 1. Boundaries of the town.  
 2. First election of Township Officers, when and where.  
 3. Election how conducted.  
 4. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That town number twenty-seven (27), north

of range number twenty-three (23) west, in the County of Dakota, be, and the same is hereby erected into a separate town, to be known as the Town of Eagan. Boundaries of the Town of Eagan.

SEC. 2. The first election for township officers shall be held at the house of Michael Conner, in said town, on the first Tuesday of April next; and it is hereby made the duty of the said Michael Conner to post up written notices of said election in three of the most public places in said town, at least ten days previous to the time of said election. When and where election of Town officers—Notice.

SEC. 3. The electors, when assembled in accordance with such notice, shall have and possess all the powers conferred on electors at the annual township election; and the said election shall be opened and conducted in all respects as the said annual township election; and the judges of said election shall issue certificates of election to the persons entitled to the same. Powers of electors—How election conducted. Duties of judges.

SEC. 4. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860.

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

—O—

## CHAPTER X.

*An Act to Legalize the Sale of Lands for Taxes in Carver County for the year A. D. one thousand eight hundred and fifty seven, and one thousand eight hundred and fifty-eight.*

SECTION 1. Sales of lands for delinquent taxes of the year 1857 and 1858, legalized.  
2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That all sales of lands for delinquent taxes made by the Treasurer of Carver County for the years one thousand eight hundred and fifty-seven and one thousand eight hundred and fifty-eight, are hereby declared to be as Sale of lands for taxes legalized.

legal and binding as if sold at the time appointed by law for selling the same.

Sec. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY,  
SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

—o—

## CHAPTER XI.

*An Act to Legalize the Assessment of the Town of Lansing for the year A. D. eighteen hundred and fifty-nine.*

SECTION 1. Assessment for the year 1859 legalized.  
2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the assessment of the town of Lansing in Mower County, for the year eighteen hundred and fifty-nine, is hereby declared legal and valid.

Assessment in  
Lansing legal-  
ized.

Sec. 2. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-seventh, one thousand eight hundred and sixty.

ALEX. RAMSEY,  
SECRETARY'S OFFICE, Minnesota, }  
February 27th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XII.

*An Act to Detach the County of Manomin from the First Judicial District and to Attach the said County to the Fourth Judicial District.*

SECTION 1. County of Manomin detached from First Judicial District, and attached to the Fourth.

2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the County of Manomin be, and the same hereby is detached from the First Judicial District, and attached to and made a part of the Fourth Judicial District.

County of Manomin attached to Fourth Judicial District.

SEC. 2. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XIII.

*An Act to Establish the County of Watonwan.*

SECTION 1. Erects County of Watonwan; boundaries and County seat; attached to the County of Brown for judicial purposes.

2. Appointment of officers.

3. Electors of the County of Brown to vote upon organisation of the County of Watonwan.

*Be it enacted by the Legislature of the State of Minnesota:*

Boundaries of the County of Watonwan.

SECTION 1. That so much Territory as is embraced in the following described limits be, and the same is hereby erected

into the County of Watonwan; commencing at the north-east corner of town one hundred and seven (107), north of range thirty (30) west, thence west to the north-west corner of town one hundred and seven (107), north of range thirty-three (33) west, thence south to the south-west corner of town one hundred and five (105), north of range thirty three (33) west, thence east to the south-east corner of town one hundred and five (105), north of range thirty (30) west, thence north to the place of beginning. The County seat is

County Seat—Co.  
attached, for ju-  
dicial purposes,  
to the County of  
Brown.

hereby temporarily located at the town of Madelia, and the said County of Watonwan is hereby attached to the County of Brown for judicial purposes.

County Commis-  
sioners to be ap-  
pointed—term of  
office.

SEC. 2. The Governor shall appoint three suitable persons who shall constitute a Board of County Commissioners for said County, who shall hold their offices until the next general election, or until their successors are elected and qualified; and the said Board of County Commissioners shall have full power and authority to appoint all other County officers in and for said County, and the said Commissioners shall have full power and authority to do and perform all acts and duties devolving upon the Board of County Commissioners of any other County in this State.

Powers of County  
Commissioners.

County of Brown  
to vote upon the  
organization.

SEC. 3. At the next general election, the electors of the County of Brown, the boundaries of which are affected by this act, shall vote for or against the organization of said County of Watonwan; and if a majority of said electors shall vote for such organization, then and thereafter said County of Watonwan shall be established as above described.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February twenty-fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 25th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XIV.

*An Act to Legalize the Sale of Lands for Delinquent Taxes in the County of Waseca.*

SECTION 1. Sale of lands for taxes in the year 1859, legalized.  
 2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the sale of lands for taxes by the County Treasurer of Waseca County, in the year eighteen hundred and fifty-nine is hereby legalized and declared to be as binding as if such lands had been sold at the time prescribed by law. Sale of lands for taxes legalized.

SEC. 2. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

—o—

## CHAPTER XV.

*An Act entitled An Act to Legalize the Location and Survey of that Portion of the State Road from the North Shore of Lake Superior to Graham's Point, Commencing at Sauk Rapids and Terminating at Graham's Point on the Red River of the North.*

SECTION 1. Location and Survey legalized and Commissioners authorized to file plat.  
 2. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That so much of the location and survey of

The location and  
survey of State  
Road, declared  
to be legal.

Plat of same to  
be filed.

the State Road from the north shore of Lake Superior to Graham's Point on the Red River of the north, commencing at Sauk Rapids and terminating at Graham's Point, be, and the same is hereby declared to be legal, and the Commissioners of said road are hereby authorized to file the plat of said portion of said road the same as if the entire route had been marked and surveyed as contemplated in an act to provide for the location of said road, approved February twenty-seventh, eighteen hundred and fifty-eight.

SEC. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }

March 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XVI.

### *An Act to Establish the Town of Delhi in the County of Wright.*

SECTION 1. Boundaries defined.  
2. Legal voters.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

Town of Delhi.

SECTION 1. That all of township one hundred and twenty-one (121), north of range twenty seven (27) west, and that portion of township one hundred and twenty-one (121), north of range twenty-eight (28) west, all of which is now included in, and known as the town of Clearwater in the County of Wright, be, and the same is hereby set apart from said town of Clearwater, and shall be known as the town of Delhi.

Election of Town  
officers.

SEC. 2. The citizens, legal voters of said town of Delhi, shall assemble at the house of Israel Darkin in said town,

on the first Tuesday of April, A. D. 1860, between the hours of nine and eleven in the forenoon, and proceed to elect the proper officers for said town, which election is hereby declared to be legal and binding; *Provided*, That the said township officers so elected shall qualify according to law within ten days after said election.

Sec. 3. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 3d, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XVII.

### *An Act to amend an Act for the Incorporation of the Town of New Ulm, in the County of Brown.*

- SECTION 1. Repeals section five.  
2. Elective officers.  
3. Duties of Mayor.  
4. To hold but one office.  
5. Mayor to sign Ordinances.  
6. Repealing section.  
7. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. Section five of said Act of incorporation, approved March sixth, eighteen hundred and fifty-seven, is hereby repealed. Repealing clause.

SEC. 2. The elective officers of said Town shall be, one Mayor, one Justice of the Peace, (who shall be styled Town Justice), and three Trustees, and have the qualification of voters aforesaid, who shall hold their offices for one year, and until their successors shall be elected and qualified. One of said trustees shall be elected from and resident of each ward. The Mayor of said town, when so elected, shall be President, and the President and the three Trustees so elected and qualified shall constitute the Town Council. Any three members of said Council shall constitute a quorum for the transaction of business pertaining to their duties. Town officers to hold for one year.

**SEC. 3.** The Mayor shall take care that the laws of the State and the ordinances of the Town are duly observed and enforced, and that all other executive officers of the town discharge their respective duties. He shall, from time to time, give the Town Council such information and recommend such measures as he may deem advantageous to the town. The Mayor shall be the chief executive officer and head of the police of the town, and in case of riot or other disturbance he may appoint as many special or temporary constables as he may deem necessary.

**SEC. 4.** The Mayor of said town, elected under and by the provisions of this Act, shall hold no other town office whatever during his term of office as Mayor of said town.

**SEC. 5.** All ordinances and resolutions, shall, before they take effect, be presented to the Mayor, and if he approves thereof, he shall sign the same. If any ordinance or resolution shall not be returned by the Mayor within five days after it shall have been presented to him, the same shall have the like effect as if approved by him.

**SEC. 6.** All Acts and parts of Acts contrary to the provisions of this Act are hereby repealed.

**SEC. 7.** This Act shall take effect and be in force from and after the first Monday of June, one thousand eight hundred and sixty.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XVIII.

### *An Act to establish the Town of Crystal Lake.*

- SECTION 1: Town of Crystal Lake.  
2. First Town Election.  
3. Powers of electors. Elections, how conducted.  
4. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION. 1. That so much of the County of Hennepin as

is embraced in the following described limits, be, and the same is hereby erected and created into a separate town, to be known as the town of Crystal Lake, to wit: Beginning at the north-west corner of township one hundred and eighteen (118) north of range twenty-one (21) west, thence south along the line of said town to the south-west corner of section nineteen (19), thence east along said section line to the west line of township twenty-nine (29) north of range twenty-four (24) west; thence south along said line to the south-west corner of section seven (7) of said town; thence east along the said section line to the Mississippi river; thence up the main channel of the Mississippi river to the north line of township one hundred and eighteen (118) north of range twenty-one (21) west; thence along the said township line to the place of beginning.

Town of Crystal Lake.

SEC. 2. The first election for town officers shall be held at the house of J. S. Malbon in said town, on the first Tuesday in April next; and it is hereby made the duty of the said J. S. Malbon to post up written notices of said election in three of the most public places in said town at least ten days previous to the time of said election.

First Town Election.

SEC. 3. The electors when assembled in accordance with such notice, shall have and possess all the powers conferred upon electors at the annual township election; and the said election shall be opened and conducted in all respects as the said annual township election; and the judges of said election shall issue certificates of election to the persons legally entitled to the same.

Powers of electors—How election shall be conducted—Duty of judges of election.

SEC. 4. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XIX.

*An Act providing for a re-location of the State Road running from Rochester to Elliot, by the way of Chatfield and Preston.*

- SECTION 1. Names of Commissioners.  
 2. Time and place of meeting.  
 3. Commissioners empowered to employ help.  
 4. To make an accurate draft.  
 5. Exempt State, County and Towns from expense.  
 6. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That James A. Scott, Lucas A. Baker, and H. H. Winslow, are hereby appointed Commissioners to re-locate so much of the State road running from Rochester to Elliot by the way of Chatfield and the post office of Farmers' Grove in Fillmore County.

SEC. 2. That the said Commissioners shall meet at the house of D. W. Breese, in the town of Chatfield, on or before the First Tuesday in May, A. D. eighteen hundred and sixty, and proceed to discharge the duties imposed upon them by the provisions of this act.

SEC. 3. That the said Commissioners are hereby empowered to employ one surveyor, two chainmen, and one axman.

SEC. 4. That the said Commissioners shall make an accurate draft of the re-location of said road, and deposit a copy of the same in the office of the Register of Deeds of the County of Fillmore.

SEC. 5. That neither the State of Minnesota, the County of Fillmore, nor the town or towns through which the said road may pass, shall ever be liable for any expense whatever accruing from the re-location of said road.

SEC. 6. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 7th, 1860.

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER XX.

*An Act to amend the Charter of the City of Winona.*

- SECTION 1. Amends section twenty-four of article five.  
 2. Amends section one of chapter seven.  
 3. Not to invalidate former sales.  
 4. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section twenty-four of Article five, of an Act passed March sixth, one thousand eight hundred and fifty-seven, entitled an Act to Incorporate the City of Winona is hereby amended so as to read as follows :—

"Section 24. All lands or lots struck off to the City, as provided in the seventeenth section of this article, shall continue liable to be taxed in the same manner as if they were the property of individuals, and such taxes and interest and charges thereon shall be a lien upon such lands or lots, but no lands or lots so struck off to the City shall be offered for sale for any taxes levied thereon by said City subsequent to such sale until the same shall have been redeemed, or shall have been sold by the City, or the tax certificate issued to the City shall have been assigned."

*How certain lots to be taxed.*

SEC. 2. That section one of chapter seven of the same Act be amended by adding to the said section as follows :—  
 "The owner or holder of any Order or Orders issued by order of the City Council on the treasury of the City, if, on presentation of the same to the City Treasurer for payment, the funds in the City Treasury should not be sufficient to pay such Order, shall be entitled to have said Order or Orders registered by the Treasurer in such a manner as the City Council shall direct, and all moneys paid into the Treasury shall be applied towards paying such Orders presented and registered in the order they were so registered."

*Amendment of section one of chapter seven.*

SEC. 3. This Act shall in no way affect or invalidate any sales for delinquent taxes heretofore made.

SEC. 4. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 5th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXI.

*An Act Authorizing the Register of Deeds of Sherburne County to sell the Lands in said County Returned in the Delinquent Tax List of the year eighteen hundred and fifty-seven.*

SECTION 1. Register of Deeds to advertise lands.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

Register to advertise lands.

SECTION 1. The Register of Deeds of Sherburne County is hereby required to advertise all lands in said county returned for the delinquent taxes of the year eighteen hundred and fifty seven, and sell the same on the first Monday of May next, and the next succeeding days; and all sales made in pursuance of this act, shall conform in all respects to, and be valid and binding as like sales made in accordance with the provisions of law in force on the first day of January, A. D. eighteen hundred and fifty eight.

SEC. 2. This act shall be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 29th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXII.

*An Act to prevent the destruction of fish in the Lakes of the County of Ramsey, in this State.*

SECTION 1. Fishing in a certain way forbidden.  
2. Fines for violation.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That it shall not be lawful for any person or

persons to fish with seines, nets or traps in any of the Lakes within the said County of Ramsey, in this State. Fishing, in a certain way, prohibited

SEC. 2. That any person or persons who may violate the provisions of the first section of this Act shall be deemed to be guilty of a malicious trespass, and upon conviction thereof shall be punished by a fine not less than five dollars, Fines. nor more than twenty-five dollars; and for a second offence, shall incur a penalty not less than ten dollars nor more than thirty dollars; *Provided*, That no penalty shall be incurred for taking fish from lakes owned by such persons respectively.

SEC. 3. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXIII.

*An Act to authorize the City Council of Hastings to appropriate money for the erection of County Buildings.*

- SECTION 1. Power to appropriate money.  
2. Payment of interest.  
3. Power to hypothecate.  
4. A vote before bonds issue.  
5. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The Council of the City of Hastings in the County of Dakota in the State of Minnesota, are hereby empowered to appropriate from any funds in the Treasury of said City, any sum not exceeding Five Thousand Dollars, to the use of said County of Dakota, to be applied towards erecting and constructing a Court House, Jail and other County buildings, within the limits of said City; and in case Power to appropriate five thousand dollars.

Special tax.

the funds in the Treasury of said City are insufficient to pay said appropriation, the City Council of said City are hereby authorized to levy a special tax upon all the taxable property in said City, sufficient to pay said appropriation, which tax shall be levied and collected in the same manner, as the ordinary City tax: provided, however, that if the City Council shall deem it inexpedient to levy said tax all at one time, they are hereby empowered to issue the bonds of said City under its Corporate seal, and the signatures of the Mayor and City Clerk, to an amount not to exceed Five Thousand Dollars, to be issued in such denominations, and to be payable at such times and places as shall be by the said City Council determined, and to bear interest at the rate of seven per cent per annum, payable semi-annually.

Power to issue bonds.

Payment of interest.

Sec. 2. In the event the said City should issue her bonds as aforesaid, the City Council shall have power to appropriate from any funds in the City Treasury sufficient to pay the interest on said bonds, and the principal sum as fast as it may become due; and in case there are not sufficient funds in said City Treasury to pay the same, then the said City Council shall have power, from year to year, to levy a special tax, on all the taxable property in said City, sufficient to pay the interest on said bonds and such portion of the principal as may become due, until both principal and interest shall be fully paid, which said tax shall be levied and collected in the manner aforesaid.

How City Council may dispose of bonds.

Sec. 3. That in case said city shall issue her bonds as aforesaid, said City Council shall have power to loan, pledge, hypothecate, negotiate, sell and dispose of, or in any other manner whatsoever, to apply the said bonds for the purposes aforesaid.

Electors to vote.

Sec. 4. The said City Council shall not appropriate any money, levy any tax, nor issue any bonds, under the provisions of this act, without being first authorized by a vote of the electors of said City, at any annual or special election in said City, due notice of the question to be voted upon having been given in the notice for said election.

Sec. 5. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 5th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXIV.

*An Act to survey and re-locate the State Line Road in the Town of York, Fillmore County.*

- SECTION 1. Commissioners appointed.  
 2. Empowered to employ help.  
 3. To take oath  
 4. Who to procure right of way and to pay expenses.  
 5. Power to discontinue any portion of road.  
 6. To file a plat of road.  
 7. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION. 1. James Hisses, Moses Gin, and Emanuel Armstrong, are hereby appointed Commissioners to survey and relocate a portion of the State line road, passing through the Town of York, in the County of Fillmore, in the State of Minnesota. Names of Commissioners.

SEC. 2. The said Commissioners are hereby empowered to employ a surveyor, and axman, and two chainmen for the purpose of making such survey, and relocation of the said road. The Commissioners may employ help.

SEC. 3. The said Commissioners and their said employees, before entering upon the duties provided for in this act shall each take an oath or affirmation to support the Constitution of the United States and the State of Minnesota, and to faithfully and impartially perform the duties required by this act. Commissioners to take an oath.

SEC. 4. The said Commissioners shall not proceed in the survey and relocation of the said road, unless the persons interested in such survey and relocation shall first procure the right of way, and provide the necessary funds for paying all the expenses to be incurred in making such survey and relocation to the satisfaction of said Commissioners and their said employees, and it is hereby provided that neither the State of Minnesota, the County of Fillmore, nor the Town of York, shall be liable for any expenses whatever, for surveying, relocating, or the right of way of said road. Right of way.

SEC. 5. The said Commissioners shall have power to discontinue any portion of the said State line road within the bounds of the said Town of York, which in their discretion shall be for the best interests of the public, within one year from the passage of this act. Power to discontinue any portion of road.

SEC. 6. The said Commissioners shall cause to be filed in the office of the Register of Deeds in the County of Fillmore, a copy of the plat of such survey and relocation of said road, an exemplification of which, shall be evidence in all cases, of the survey and relocation of said road. To file a plat.

SEC. 7. This act shall take effect from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 3d, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXV.

### *An Act relating to County Roads in the County of Mower.*

SECTION 1. County Roads legalized.  
2. To take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That all County Roads laid out in the County of Mower, by the County Commissioners in the year one thousand eight hundred and fifty-seven be, and are hereby legalized.

SEC. 2. This act to take effect from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota. }  
March 7th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXVI.

*An Act for the Relief of Plymouth Congregational Church Society of Minneapolis.*

- SECTION 1. Number of Trustees, Term of office.  
 2. Legalizes acts of former Board.  
 3. When act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. The trustees of Plymouth Congregational Church Society, of Minneapolis, shall consist of three, instead <sup>Three Trustees.</sup> of nine persons, as provided in the organization of said Society; *Provided*, That said Society may at any annual meeting increase the number of its Trustees to five, and arrange the classification of its Trustees; *Provided*, That no Trustee shall be elected for a longer term than three years.

SEC. 2. The act of said Society at its annual meeting in the year eighteen hundred and fifty-nine, in reducing the <sup>Act of Society confirmed.</sup> number of its Trustees to three, and the election and classification of such Trustees, is hereby confirmed, and the acts of such Trustees shall be as valid as if done by a full Board of nine.

SEC. 3. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 5th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXVII.

*An Act to amend an act entitled "An Act to Incorporate the Little Falls Manufacturing Company."*

SECTION 1. Confers power to make By-Laws and make Amendments. By-Laws, how amended.

*Be it enacted by the Legislature of the State of Minnesota :*

Amendment.

Powers of Company.

By-Laws.

SECTION 1. Section four of an act entitled "an Act to incorporate the Little Falls Manufacturing Company," approved March first, A. D. one thousand eight hundred and fifty-six, is hereby amended so as to read as follows: Said Company shall have the power and right to make and enforce any by-laws, not in conflict with the Constitution of the United States, or of this State, and may by such by-laws determine the amount of the Capital Stock of said Company, regulate the division thereof into shares, and all other questions pertaining thereto. Said Company may also, for such purposes, and in such manner, and on such terms and conditions as shall be prescribed by the by-laws, make and declare assessments upon all the shares of the Capital Stock of said Company, and enforce the collection thereof by sale or forfeiture of the stock so assessed and unpaid after notice to the owners thereof, as, and in the manner prescribed by said by-laws. The majority of the directors of said Company may also in those cases where assessments have heretofore been made upon the said shares of stock, and payment thereof has not been made, reassess the amount thereof in like manner as other assessments. The by-laws of said Company shall be adopted at a meeting of the corporators named in the first Section of this Act, when a majority of said corporators shall be present, and said by-laws may be altered and amended at any subsequent meeting of said corporators at their sessions when two-thirds of said corporators are present.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 10th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXVIII.

*An Act to provide for the location of a State Road from Minneiska to Beaver.*

- SECTION 1. Commissioners appointed.  
 2. Meeting of Commissioners.  
 3. May employ help.  
 4. Appraisal of damages. Jury.  
 5. Power to discontinue portion of Road.  
 6. Who to pay expenses.  
 7. Plat of Road to be filed.  
 8. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That Albert Pomeroy, W. J. Duley, and A. P. Foster, are hereby appointed Commissioners to locate, survey and establish a State road from Minneiska, in Wabashaw county, to Beaver, in Winona County. Names of Commissioners.

SEC. 2. The Commissioners shall meet at such place as may be deemed most convenient, on any day subsequent to the passage of this Act, and proceed to discharge the duties imposed on them by the provisions of this Act, *Provided*: That in the absence of any one of said Commissioners, the other two shall have the power to fill said vacancy, by the appointment of some suitable person, who shall have the same authority, as is by this Act conferred upon the said Commissioners above named. Meeting of Commissioners.

SEC. 3. That the said Commissioners are hereby empowered to employ one surveyor, two chainmen, and one axman. May employ help.

SEC. 4. That it shall be the duty of the said Commissioners, to appraise the damages sustained by each owner of land through which the said road shall pass: *Provided*, that in case any of the said owners shall feel himself aggrieved by said appraisal, he may, within thirty days, appeal in writing to the Chairman of Supervisors of the town wherein said owner may reside; and the said Supervisor shall cause a constable of his town to summon a jury of twelve freeholders, who shall proceed to examine said road, a majority of whom shall determine the amount of damages, if any, the said owner has sustained. Appraisal of damages. Jury of twelve.

SEC. 5. That the said Commissioners shall have the power to discontinue any portion of the present State road from Minneiska to Beaver, which in their discretion, shall be for the best interests of the public, within one year after the passage of this Act. Power to discontinue Road.

SEC. 6. That each county through which said road shall pass, shall pay the expenses incurred in the location of the same, in proportion to the length of said road in each county. Expenses, how paid.

SEC. 7. That the said Commissioners shall cause to be

A copy of plat to be filed. deposited and filed in the office of Register of Deeds of the counties through which the said road may pass, a copy of the plat of said road, together with their appraisal of damages, an exemplification of which shall be legal evidence of the opening and existence of said road.

SEC. 8. This Act shall take effect and be in force, from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-fourth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
Feb. 25th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXIX.

*An Act to amend an act entitled an Act to amend an act entitled an Act to Incorporate the City of Stillwater, approved March first, eighteen hundred and fifty-six.*

- SECTION 1. Amends section five of chapter two.  
2. Amends section ten of chapter three.  
3. Amends section two of chapter four.  
4. Amends section one of chapter five, and adds a new section.  
5. Amends section one of chapter seven.  
6. When this Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section five (5) of chapter two (2), be and the same is hereby amended, to read as follows :

Qualification of voters. "Sec. 5. All persons entitled to vote for County and State of officers, and who shall have resided in the City for six (6) months next preceding the election, shall be entitled to vote for any officers to be elected under this law, and to hold any office hereby created ; *Provided*, such person shall have paid the amount of the last poll tax assessed against him prior to such election."

SEC. 2. That section ten of chapter three, be, and the same is hereby amended, by adding thereto the following words :

"*Provided*, That the whole amount paid for such printing and publication shall not in any one year exceed the sum of one hundred dollars." Not to exceed one hundred dollars for certain printing.

Sec. 3. That clause first of section two, of chapter four, be, and the same is hereby amended, to read as follows:—  
 "To license and regulate the exhibition of common showmen or shows of any kind, or the exhibition of caravans, circuses, or theatrical performances, billiard tables, bowling saloons; and to provide for the abatement and removal of all nuisances under the ordinances, or at common law, or under this Act, and to grant licenses and to regulate groceries, auctions and auctioneers, taverns, victualing houses, and all persons vending or dealing in spirituous, vinous, fermented, mixed or intoxicating liquors; *Provided*, that the license for so dealing in spirituous, vinous, fermented, mixed or intoxicating liquors shall be at least one hundred dollars a year, and as much higher as the Council shall direct, and that no license shall be granted for a less term than one year." Power to License.

Sec. 4. That section one of chapter five be, and the same is hereby amended, to read as follows; and that a new section be added to the end of the chapter to be numbered section twenty eight (28), to read as follows:

"Sec. 1. All property, real and personal, within the City, except such as may be exempted by the laws of this State, or by the ordinances of this City, from taxation, shall be subject to taxation for the support of the City Government; and the same shall be assessed and collected in the manner hereinafter prescribed; *Provided*, that the whole tax levied in any one year, for any purpose under this Act, except for the payment of debts and liabilities already existing, shall not exceed the sum of fifteen hundred dollars, unless the same shall have been first submitted to and approved by the legal voters of said City under such rules and regulations as shall be prescribed by the City Council, and the total expenses incurred by the City Council in any one year, shall not exceed fifteen hundred dollars." Tax for City Government.

"Sec. 28. Every male person over the age of twenty-one years, who shall have resided in the City for six months, shall be liable to a poll tax not exceeding one dollar in any one year, to be assessed and collected as the City Council may prescribe, and no person shall be allowed to vote at any City election unless he shall have paid the amount of the last poll tax levied against such person prior to such election; and the amount of such poll tax levy, shall be reckoned and estimated as a portion of the total amount authorized by section first of this chapter." Poll Tax.

Sec. 5. That section first of chapter seven, be, and is hereby amended, to read as follows:

"Sec. 1. All funds in the City treasury shall be under the control of the City Council, and shall be drawn out upon the order of the Mayor and Recorder, duly authorized by vote of

Orders on Treasurer.

the City Council. All orders drawn upon the Treasurer shall specify the purpose for which they were drawn, shall be payable to the person in whose favor they are drawn, or bearer, and all such orders shall be received in payment of any tax or assessment levied by authority of the City. No moneys shall be appropriated for any purpose whatever except such as are expressly authorized by this Act."

When Act takes effect.

Sec. 6. This Act shall take effect from and after the first day of May, A. D. one thousand eight hundred and sixty.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February twenty-ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 29th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXX.

### *An Act to Incorporate the Town of Arlington.*

#### SECTION 1. Boundaries of the Town of Arlington.

1. Officers.
2. Names of first Council.
3. Duty of President of Council.
4. Duty of Council.
5. Vacancy, how filled.
6. When Act to take effect.

#### *Be it enacted by the Legislature of the State of Minnesota:*

Corporation limits.

SECTION 1. That so much land as is contained in the south-west quarter and the west half of the south-east quarter of section nine in township one hundred and thirteen north, of range twenty-seven west, be and the same is hereby created a town corporate by the name of Arlington, and shall have and enjoy all the powers, privileges and responsibilities usually enjoyed by municipal corporations.

Officers.

SEC. 2. That for the good order and government of said town, it shall be lawful and there shall be established a President, Recorder, and three Trustees, who shall constitute the town council of said town, and shall be known as "the Town Council of Arlington," and any three of whom shall constitute a quorum for the transaction of business.

SEC. 3. James S. Perry as President, William S. Beatty as Recorder, and George Boty, John H. Stevens, and Thomas Vaughn, shall be known and are hereby constituted the town council of said town, who shall hold their respective offices for one year and until their successors shall be elected and qualified, and who shall have full power and authority to make and establish all needful rules and regulations for the government of the said town. Names of Councilmen.

SEC. 4. It shall be the duty of the President with the consent of the town council of said town corporate, to enter so much land within the corporate limits of said town as can be entered under the provisions of the Act of Congress, entitled "An Act for the relief of citizens of towns upon the lands of the United States under certain circumstances," approved May twenty-third, one thousand eight hundred and fifty-four. Duty of President

SEC. 5. It shall be the duty of the town council as soon as the title to said lands shall be obtained pursuant to the third section of this act to ascertain the number of persons entitled legally or equitably to lots, or squares within said town and to deed under the hand of the President and seal of the corporation, to every such person entitled as aforesaid, *Provided*, that any person or persons to whom lots or squares shall be so deeded, shall previously have paid the sum of one dollar for each deed and acknowledgment so required to be made. Duties of Council

SEC. 6. If any vacancy should occur in any of the offices of the town council aforesaid, a quorum of said town council duly assembled, shall at any time fill said vacancy. Vacancy.

SEC. 7. This act shall take effect from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXI.

*An Act for the Relief of the Mississippi and Rum River Boom Company.*

- SECTION 1. Time for completion of Boom extended.  
 2. Amends section eight of Act of Incorporation.  
 3. Amends sections thirteen and fourteen of said Act.  
 4. Amends section twenty of said Act.  
 5. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

**Extension of time.** SECTION 1. That the time for the completion of the Mississippi and Rum River boom be, and the same is extended until the first day of June, A. D. one thousand eight hundred and sixty-three.

**Amendment of section eight.** SEC. 2. That section eight of an Act entitled "an Act to incorporate the Mississippi and Rum River Boom Company," approved May twenty-first, one thousand eight hundred and fifty-seven, be amended by striking out the word "two" where it occurs therein, and inserting the word "one" instead thereof.

**Of sections thirteen and fourteen.** SEC. 3. That sections thirteen and fourteen of said Act, be amended by striking out the words "thirty-six" where they occur in said sections and inserting the word "twelve" in place thereof.

**Of section twenty.** SEC. 4. That section twenty of said act be amended by striking out the words "the duty of the corporation to turn all such logs loose," where they occur in said section, and inserting instead thereof the words "at the option of said Company to raft said logs or not, but the said corporation shall receive no pay for rafting said logs after they have been notified by the owners that they do not desire the same rafted."

**Rafting Logs.**

SEC. 5. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 3d, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXII.

*An Act to change the boundary line between Scott and Dakota Counties.*

- SECTION 1. Boundary line defined.  
 2. Electors to vote on change of line.  
 3. Canvass of votes.  
 4. Limits of organized townships.  
 5. Conflicting sections repealed.  
 6. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The boundary line between Scott and Dakota Counties shall be as follows: Commencing at the south-east corner of township one hundred and thirteen (113) north, of range twenty-one (21) west, thence running west one (1) mile on the south line of said township, to the south west corner of section thirty-six (36), in said township, thence running north on the section line to the south line of township twenty-seven (27) north, of range twenty-four (24) west, thence east on the township line to the south-east corner of section thirty-three (33) in said township twenty-seven (27), thence north, on the section line, to the middle of the channel of the Minnesota River.

SEC. 2. At the time of giving notice of the next election of members of the House of Representative, it shall be the duty of the officers in Scott and Dakota Counties, required by law to give notice of such election, to give notice in like manner, that at said election a vote will be taken on the question of changing the boundary line, between said counties, in accordance with the provisions of this Act. At said election, the voters in each of said counties, in favor of the change proposed by this Act, shall have distinctly written or printed on their ballots—"for change of county line," and those opposed to said change—"against change of county line." The votes shall be canvassed in the same manner, and returned to the same officer, by the judges of election of the several townships, as votes for Members of the House of Representatives.

SEC. 3. The county officers, to whom the returns are made, in each of said counties, shall, within twenty days after said election, canvass the votes returned for and against change of county line, and shall forthwith, certify the result of such canvass to the Secretary of State, who, if it appears that a majority of the votes in both counties, on the question of changing the county line, are in favor of such change, shall make proclamation thereof, by causing to be published in one newspaper in each of said counties, that the change proposed

by this Act has been ratified by a majority of the voters of said counties.

Limits of organized townships.

SEC. 4. In case the proposed change shall be adopted, by the voters of Scott and Dakota counties the limits of the organized townships, bordering on the county line, as it now exists, shall be so changed as to conform to the county line, as proposed by this Act.

Conflicting sections repealed.

SEC. 5. That so much of sections nine (9) and ten (10), on pages eighty four (84) and eighty-five (85), of the Compiled Statutes, as is in conflict with the provisions of this Act, is hereby repealed.

When Act takes effect.

SEC. 6. This Act shall take effect, and be in force, from and after its ratification by the voters of Scott and Dakota counties, as provided in Section two of this Act.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

### CHAPTER XXXIII.

*An Act to define the boundaries of certain Counties therein named.*

- SECTION 1. Boundaries of the County of Toombs.  
2. County Seat.  
3. Boundaries of the County of Otter Tail. County Seat.  
4. Boundaries of the County of Breckenridge.  
5. Boundaries of the County of Becker.  
6. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

County of Toombs

SECTION 1. That so much territory as is comprised in the following described limits be, and the same hereby is established as the county of Toombs: Beginning at a point where the township line between towns one hundred and thirty-six

and one hundred and thirty-seven north, intersects the western boundary of the State, thence east along said township line between towns one hundred and thirty-six and one hundred and thirty-seven to the range line between ranges forty-three and forty-four west, of town one hundred and thirty-six north, thence south along said range line between ranges forty-three and forty-four west, to the corner of towns one hundred and twenty-nine and one hundred and thirty north, thence west between towns one hundred and twenty-nine and one hundred and thirty north to the western boundary of the State, thence northerly along said boundary to the place of beginning.

Sec. 2. The county seat of said county shall be located at County Seat. Breckenridge.

Sec. 3. That an act entitled "An Act to establish the boundaries of certain counties and provide for their organization," passed March eighteenth, one thousand eight hundred and fifty-eight, be and hereby is so amended as to read as follows: Sec. 1. That so much territory as is embraced in the following described limits be, and the same is hereby created into the county of "Otter Tail:" commencing at the corner of townships one hundred and thirty and one hundred and thirty-one north, of range thirty-five and thirty-six west, of fifth principal meridian; thence north on said range line between ranges thirty-five and thirty-six to the corner of townships one hundred and thirty-seven and one hundred and thirty-eight north, of ranges thirty-five and thirty-six west: thence west along said township line between townships one hundred and thirty-seven and one hundred and thirty-eight north, to the range line between ranges forty-three and forty-four; thence south on the range line between forty-three and forty-four to the corner of townships one hundred and thirty, and one hundred and thirty-one north, of ranges forty-three and forty-four west, thence east along the township line between townships one hundred and thirty and one hundred and thirty-one to the place of beginning. The county seat County Seat. shall be located at "Otter Tail City" till removed by a majority of the voters of the county.

Sec. 4. That so much territory as is embraced in the following described limits be, and the same is hereby created into the county of "Breckenridge."—Beginning at the point where the township line between towns one hundred and thirty-six and one hundred and thirty-seven intersects the right bank of the Red River of the North, thence northerly down the channel of said Red River to the intersection of the line between townships one hundred and forty-four and one hundred and forty-five north, thence east along said township line between townships one hundred and forty-four and one hundred and forty-five, to the corner of townships one hundred and forty-four and one hundred and forty-five, ranges forty-three and forty-four west of the fifth principal

meridian; thence south along said range line between ranges forty-three and forty-four to the corner of townships one hundred and thirty-six and one hundred and thirty-seven north, ranges forty-three and forty-four west; thence west along said township line between townships one hundred and thirty-six and one hundred and thirty-seven to the place of beginning. The county seat of said county shall be located at "Shayenne City," until removed by a majority of the voters in said county.

County Seat. Sec. 5. That so much territory as is embraced in the following described limits, be, and the same is hereby created into the county of "Becker."—Beginning at the northeast corner of Otter Tail county, thence north on range line between ranges thirty-five and thirty-six to corner of townships one hundred and forty-four and one hundred and forty-five north, of ranges thirty-five and thirty-six west of the fifth principal meridian; thence west along said township line between towns one hundred and forty-four and one hundred and forty-five to the northeast corner of Breckenridge county; thence south along the east boundary of said county to the north-west corner of Otter Tail county, thence east along the northern boundary of Otter Tail county to place of beginning. The County Seat of said County is hereby temporarily located at Detroit.

County Seat.

Sec. 6. This Act shall take effect on and after its adoption by a majority of the electors of the several Counties herein before mentioned at the next general election.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXIV.

*An Act to provide for the organization and to define the boundaries of Todd County.*

- SECTION 1. Boundaries defined.  
 2. County Seat  
 3. Commissioners appointed; their powers.  
 4. Commissioners to post notices of submission of removal of County Seat, and for the election of officers.  
 5. Commissioners to cause notice of removal to be published.  
 6. Terms of office of Commissioners.  
 7. Boundaries submitted to a vote of the electors in the counties interested.  
 8. Conflicting Acts repealed.  
 9. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the boundaries of Todd County be and the same are hereby established as follows, to wit: Beginning at a point in the Mississippi river opposite the mouth of Platte river, running west to the range line between ranges thirty-five and thirty-six west of fifth principal meridian; thence north on said range line between ranges thirty-five and thirty-six to the corner of towns one hundred and thirty-three and one hundred and thirty-four north to its intersection with the left bank of Crow Wing river, thence along the left bank of Crow Wing river to its junction with the Mississippi, thence down the channel of the Mississippi to the place of beginning.

SEC. 2. That the County-seat of said County shall be temporarily located at Long Prairie, and there remain until removed in accordance with the provisions of this Act.

SEC. 3. That the Governor shall appoint and commission three suitable persons, the same being qualified voters of said county, with full power and authority to do and perform all acts and duties devolving upon the Board of County Commissioners of any organized County of this State, and the said commissioners shall have full power to appoint all officers necessary to the complete organization of said county.

SEC. 4. And it shall be the duty of the said commissioners to post or cause to be posted notices at the several precincts in said County at least twenty days before the election holden in April next, declaring that the removal of the County-seat of said County to Elk City, in said County, will be submitted to the voters thereof on the day of said election in April, and also that all officers necessary for the organization of said county, will, on such day of election be voted for, together with such other matter as it may be necessary for the voters of said County to act upon.

**Notice of removal.** SEC. 5. That if it shall appear that a majority of the votes cast at the April election are for the removal of the County seat, then it shall be the duty of the County Commissioners to cause a notice of such removal to be published in a weekly paper in this State, for at least four weeks.

**Terms of office.** SEC. 6. And the said commissioners and officers so appointed, as provided in section three of this Act, shall hold their terms of office respectively, until their successors are elected and qualified according to law.

**Boundaries submitted to a vote.** SEC. 7. That so much of this Act as effects the boundaries of said County, shall be submitted to the citizens of the counties affected thereby, at the next general election, for their approval or rejection; and if a majority voting thereon shall confirm this Act, the boundaries shall be as herein defined.

**Repealing clause.** SEC. 8. That all acts or parts of acts inconsistent with this act, be, and the same are hereby repealed.

SEC. 9. This act shall take effect from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXV.

### *An Act amending an act entitled "An Act Incorporating the Town of Chatfield."*

SECTION 1. Amends section eleven of Act of Incorporation.  
1. When to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. Section eleven (11) of an act entitled "an Act incorporating the Town of Chatfield" is hereby amended by adding thereto as follows:

**Side-walks.** "Seventeenth. Whenever said Town Council shall deem it necessary to construct or repair any sidewalk within the Town, they shall direct the owners or occupants of any lot

adjoining such sidewalk, to make or repair the same at his or their own cost and charge, and within such time, and in such manner as may be in such direction specified, notice to such owners and occupants, of such direction, being given by publication of the same in a newspaper printed in said Town. If such work is not done in the manner and within the time prescribed, the Town Council shall cause the same to be done at the expense of the lot adjoining said side-walk, whose owners or occupants have neglected or refused to comply with such order." Work done at the expense of lot.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February twenty-nine, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }

February 29th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXVI.

### *An Act to attach certain portions of Ramsey and Pine Counties to the County of Aiken.*

SECTION 1. Attaches certain territory to the County of Aiken.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION. 1. That all that Territory which originally composed a portion of Ramsey County, and which now adjoins or lies adjacent to the County of Aiken, be, and the same is hereby attached to and made a part of said County of Aiken, and that that Territory which originally composed a portion of the County of Pine, and which now adjoins and lies adjacent to said County of Aiken be, and the same is hereby attached to, and made a part of the said County of Aiken, Territory attached to County of Aiken.  
*Provided*, that the electors of the Counties hereby affected shall, at the next general election after the passage hereof, Electors to vote.  
adopt the same by a majority of such electors.

SECTION 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY,

SECRETARY'S OFFICE, Minnesota, }

March 6th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXVII.

### *An Act to legalize the Plat and Survey of a Road from Nickerson to Bear Island, in Sherburne County.*

SECTION 1. Plat and Survey legalized.  
2. Time granted.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The plat and survey of the road from Nickerson to Bear Island, made and returned by R. D. Lancaster, at the April term, A. D. one thousand eight hundred and fifty-six, of the County Commissioners Court of the County of Benton, filed and recorded in the Clerk's office of said County, and thence transcribed to the records of Sherburne County, are hereby legalized, and the road thus platted and surveyed, is hereby declared to be a legal county road.

SEC. 2.. For the purpose of opening said road the same time shall be granted as though the plat of the same were filed in Sherburne County, at the date of the approval of this act.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February twenty-seventh, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }

Feb. 27th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXVIII.

*An Act to amend an act entitled "An Act to Incorporate the City of Red Wing," approved March fourth, eighteen hundred and fifty-seven.*

- SECTION 1. Amends section nine of chapter three of Act of Incorporation.  
 2. Amends section fifteen of said chapter three.  
 3. Repeals certain sections of chapter five.  
 4. Certain duties of City Clerk and City Council. Assessment Roll.  
 5. Duty of City Council.  
 6. City Council. Power to levy taxes. Limitation. Vote on tax.  
 7. Penalty for illegal voting.  
 8. Voting, how conducted.  
 9. Streets of City public highways.  
 10. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That Section nine (9) of Chapter three (3) of an act entitled "An Act to incorporate the City of Red Wing," approved March Fourth, A. D., eighteen hundred and fifty-seven, be and the same is hereby amended, by adding at the conclusion thereof the following words, to wit: <sup>Pay of City officers.</sup> Provided said Mayor, Councilmen, and Clerk shall not be entitled to pay, nor in any manner be paid for services rendered, or duties performed, as such Mayor, Councilmen or Clerk, provided however that said Council may in their discretion allow and pay said Clerk for services, other than making and keeping the records of said City, such fees as are now by law allowed County Auditors for like services, but in no one year to exceed the sum of seventy-five (75) dollars, and provided further, that the aggregate amount of all compensation, fees or emoluments allowed or paid, services to appointed officers and committees (not including the Marshall) shall not exceed the sum of two hundred (200) dollars.

SEC. 2. That Section fifteen (15) of Chapter three (3) of said act be and the same is hereby amended, so that the same as amended shall read as follows, to wit: The Justice of the Peace for the city shall possess all the authority, power and rights of a Justice of the Peace elected under the general laws of this State except that he shall in no case have Jurisdiction in any civil action to which the city is not a party. <sup>Jurisdiction of City Justices.</sup> He shall have exclusive original Jurisdiction in all civil actions to which the city is a party, and of all actions and prosecutions for the violations of city ordinances, and concurrent Jurisdiction with other Justices of the Peace of the County of Goodhue, in all prosecutions in the name of the State for crimes and offences committed within the limits of said city, provided that nothing herein contained shall be deemed to divest the District Judges of their authority as

conservators of the peace, or affect in any manner the Jurisdiction of the District Court of Goodhue County, or Supreme Court of the State. In case of the absence, sickness or other disability of said Justice, or for any sufficient reason, the Mayor, by warrant, may authorize any other Justice of the Peace, within the limits of the city, to perform the duties of said Justice, and the Mayor shall therefore inform the City Attorney and Marshall of such substitution, and make report thereof to the City Council, and they may confirm or set aside such appointment, or appoint some other Justice of the Peace, and the Justice so appointed shall for the time being and until his appointment is vacated, possess all the authority, powers and rights of said Justice of the Peace for the City.

SEC. 3. That Sections two (2), three (3), four (4), five (5) and six (6) of Chapter five (5) of said act be and the same are hereby repealed.

Repeals certain sections.

SEC. 4. That immediately after a vote by the Council of the city, or by the voters of the city, as hereinafter provided, to levy a city tax, it shall be the duty of the City Clerk to transcribe the last preceding assessment roll of the township of Red Wing, in the hands of the County Auditor, of Goodhue County, or other officer having the custody thereof, so far as the same embraces property, real and personal, taxable within said city, which copy, certified by him to be such transcript, shall be filed in the office of said Clerk; the City Council shall thereupon supply omissions in said transcript and for the purpose of equalizing the same, may alter, add to, take from, and otherwise revise, and correct the same—*Provided*, that they shall not increase the amount of taxable property in said transcript, except by the value of such real property within said city as may have been omitted in said transcript, or in the assessment roll from which the same was taken.

Duties of City Clerk. Assessment Roll.

Duties of City Council.

SEC. 5. The Council shall then by resolution approve and confirm said transcript, thus corrected and equalized as aforesaid, and, by resolution, order the tax, so as aforesaid voted, to be levied and assessed upon said transcript thus equalized and corrected as the assessment roll of said City.

Duties of City Council.

SEC. 6. The City Council shall have no power to assess and levy taxes in any one year to an amount exceeding the sum of five hundred (500) dollars, for any purpose whatever, without first submitting the question of the excess of said tax over five hundred (500) dollars to the voters of said city, at a public meeting thereof, to be holden under a notice to be given by order of said Council, to be published in the newspapers of said City and posted in three (3) public places therein, ten (10) days prior to such meeting—which notice shall specify the amount of tax proposed to be levied, and the definite objects to which the same is to be applied. If at such meeting a majority of said voters of said city

City Council—Power to levy tax. Limitation.

present and voting by ballot, shall vote "tax yes," said <sup>Vote on tax.</sup> Council may proceed to levy such tax, and when collected, the funds shall be exclusively holden and appropriated to the objects specified in the notice aforesaid—but if the majority of said voters, so voting, shall by ballot vote "tax no," then said tax shall not be levied, and no more than one such tax shall be voted or levied in any one year.

SEC. 7. Any person who shall illegally vote at any meeting held under the provisions of the preceeding Section, shall <sup>Illegal voting.</sup> be subject to the penalty of illegal voting, provided in Section seven (7) of Chapter two (2) of the act aforesaid.

SEC. 8. It shall be the duty of the City Council to attend <sup>Voting, how conducted.</sup> at any meeting held under the preceeding Sections six (6) and seven (7) and the voting thereat shall be conducted under the same regulations as far as may be by the same officers, and in a similar manner as at other elections under the act aforesaid.

SEC. 9. The streets of said city of Red Wing as the same are laid out and recorded on the plat of said city, in the office of the Register of Deeds of Goodhue County, shall be <sup>Streets public highways.</sup> for the purpose of repairing and keeping the same in order, as provided by the law of the State, regarded as public highways, and for such purpose shall be repaired and kept in order by the overseers of highways for the Town, under the provisions of law in the same manner as highways are kept repaired in the several Towns.

SEC. 10. This act shall take effect April first, eighteen <sup>To take effect.</sup> hundred and sixty.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February tenth, one thousand eight hundred and sixty.

SECRETARY'S OFFICE, Minnesota, }  
February 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XXXIX.

*An Act supplemental to an act to "Authorize the City of St. Paul to loan its bonds to the St. Paul Bridge Company."*

SECTION 1. City of St. Paul authorized to issue certain Bonds.  
 2. A further issue of Bonds authorized.

*Be it enacted by the Legislature of the State of Minnesota:*

**Bonds authorized** SEC. 1. The Common Council of the city of St. Paul are authorized to issue the bonds of said city, payable in not less than ten years from date, bearing interest at the rate of seven (7) per cent. per annum, payable half yearly, to an amount not exceeding five thousand four hundred dollars, (\$5,400), for the purpose of settling or adjusting a claim of Fitz Grindell and Keefer against said Bridge Company, for work done and materials furnished, in and about said bridge, in accordance with the agreement between the parties.

**Further issue authorized.** SEC. 2. That the Common Council of said city of St. Paul shall have power to pay by the issuance of bonds of said city, all other claims against the St. Paul Bridge Company for services and work or materials furnished in the construction of the bridge of said Company, not exceeding the sum of ten thousand dollars (\$10,000): *Provided*, that no claim shall be so paid without the approval of the St Paul Bridge Company, and being proved to the satisfaction of the Common Council of said city, and that all right, title and interest of the holders of such claims, shall, upon the settlement thereof, vest in said city, and said city shall be authorized to deduct the amount of claims so paid out of the tolls and revenues of said St. Paul Bridge.

**Condition.**

AMOS COGGSWELL,  
 Speaker of the House of Representatives,  
 IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 7th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XL.

*An Act for the Support and better Regulation of Common Schools in the City of Saint Anthony.*

- SECTION 1. City to constitute one School District.  
 2. Six Directors, when and how elected. Vacancies.  
 3. Organization. Treasurer's Bond. Corporate name and powers.  
 4. Meetings. Quorum.  
 5. Duties of Board.  
 6. Number and Grades of Schools. Admission of Scholars. Restrictions.  
 7. Studies. Teachers. Apparatus.  
 8. Tax for Schools.  
 9. School Houses; tax therefor.  
 10. Title to Real Estate.  
 11. School Examiners.  
 12. Public Examinations.  
 13. Repealing section.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That the City of St. Anthony, in the county of Hennepin, from and after the first Tuesday in March next, City to constitute one School District. after the passage of this Act, shall constitute in law but one school district.

SEC. 2. That the electors in the said City of St. Anthony qualified to vote for members of the City Council, shall, at Six Directors. the time and places of holding the annual election for said members of the City Council, in the year one thousand eight hundred and sixty, elect six directors of the common schools in said City of St. Anthony, two of whom shall serve for one year, two for two years, and two for three years ; the order of seniority to be determined by lot, by such directors, after the election ; and annually thereafter, at the time and places above specified, there shall in like manner be two directors Two elected each year. elected, who shall serve for three years, and until their successors are elected and qualified. All vacancies which may Vacancies. occur shall be filled by the remainder of the Board, until the next annual election, when a new director shall be elected to serve for such unexpired term.

SEC. 3. That the said directors, within ten days after their first election, as aforesaid, shall meet and organize, by choos- Organization. ing from their number a president, secretary and treasurer, and shall take an oath or affirmation to support the Constitution of the United States, and of the State of Minnesota, and faithfully and impartially to discharge the duties of their office ; which said oath, the directors are authorized to administer to each other ; and such treasurer, before he enters upon the duties of his office, shall give bond and security, to Treasurer's Bond. be approved by the said board of directors, and filed in the office of the clerk of said city, conditioned for the faithful disbursement of all moneys that shall come into his hands as such officer, which bonds shall be made payable to the

State of Minnesota ; and when such bond shall be forfeited, it shall be the duty of the President of said Board to sue and collect the same for the use of the common schools in said city ; and the said directors, so organized and qualified, and their successors in office, shall be a body politic and corporate in law, by the name of "The Board of Education of the City of St. Anthony," and as such, and by such name, shall be authorized to receive all moneys accruing to said City, or any part thereof, for the use and benefit of the Common Schools in said City. And the said Board shall be capable of contracting and being contracted with, suing and being sued, pleading and being impleaded, in any court of law in this State ; and shall also be capable of receiving any gift, grant, donation or devise, made for the use of the common Schools in said City ; and said board, by resolution, shall direct the payment of all moneys that shall come into the hands of said treasurer ; and no money shall be paid out of the treasury, except in pursuance of such resolution, and on the written order of the President, countersigned by the Secretary.

Corporate Name.

Powers.

Meetings.

Quorum.

SEC. 4. That said board shall hold their meetings at such time and place as they may think proper ; that any four of said board shall constitute a quorum ; that special meetings may be called by the president, or by any two members of the board, on giving two days notice, in writing, of the time, place and object of holding such meeting.

Duties.

SEC. 5. That said Board of Education shall have the entire management and control of all the common schools in said City of St. Anthony, and of all the houses, lands and appurtenances, already provided and set apart for common school purposes ; as well as those hereafter to be provided for the same purposes ; and all moneys accruing to said district for school purposes, under any law of the State, shall be paid over to the treasurer for said Board of Education, and it shall be the duty of said board to procure, or cause to be procured, a list of all persons in the said City, between the ages of four and twenty-one years, and furnish a copy of such list, certified by the president and secretary of said Board of Education to the Board of County Commissioners at their regular annual meeting.

Census of School-  
age.

Primary Schools.

Grammar Schools.

SEC. 6. It shall be the duty of said Board of Education, so soon as they may realized sufficient funds for the purpose, to establish within the bounds of the City Corporation of Saint Anthony, four or more primary schools, to be located in different parts of the City, so as best to accommodate the inhabitants, in which the rudiments of an English education may be taught. It shall be the further duty of said board to establish two grammar schools, to be located in different parts of the City, so as best to accommodate the inhabitants, where instruction shall be given in the various studies not provided for in the primary schools, and yet requisite to a

respectable English Education, and it shall be the further duty of the said board to establish a central high school, Central High School. where instruction in the higher English branches shall be given. To each school in this system there shall be gratuitous admission for the children, wards and apprentices of Admission of Scholars. all residents of the corporate City of Saint Anthony, and such other persons in the immediate vicinity as may own property, charged with a district school tax in said City of Saint Anthony, with the following restrictions, namely: Restrictions. No pupil shall be admitted to the grammar schools who fails to sustain a thorough examination in the studies of the primary schools, and no pupil shall be admitted to the high school who fails to sustain a thorough examination in the studies of the grammar schools; and the teacher shall have power in either school, with the advice and direction of the Board of Education, to exclude, for misconduct, in extreme cases, and to classify the pupils as the best good of the school shall seem to require.

Sec. 7. The said Board of Education shall have power to determine what various studies and parts of studies shall be Studies. taught in any and all of said schools, under their management and control, so as best to carry out the provisions of Section Six of this Act, to make and enforce all necessary rules and regulations for the Government of teachers and Teachers. pupils in said Schools; to employ teachers, male and female, and pay them a suitable compensation, out of the fund accruing to the district, under the general laws of the State. And they shall have the further power to purchase all necessary books, apparatus and furniture, and pay for the same Apparatus. out of the fund hereinafter provided for in the eighth Section of this Act.

Sec. 8. The said Board of Education shall, on or before the first Monday in May, in each year, report to the City Council of St. Anthony, the amount of tax which they may deem necessary to be raised to defray all the incidental expenses of maintaining said schools, during the current year; and thereupon the said City Council shall, at the time of levying the annual city tax, proceed to levy such tax, which school City Council to levy the same. tax shall be levied and collected as other taxes of said City are or may be levied and collected, and shall be paid over, as soon Collection. as collected, to the treasurer for said Board of Education; *Provided*, that such school tax, so levied, shall not exceed, in Limitation. any one year, two mills on the dollar of the taxable property in said City of Saint Anthony.

Sec. 9. That whenever said board shall deem it necessary to purchase or erect a school-house or school-houses for said School Houses. district, or to purchase a site or sites for the same, they shall call a meeting of the legal voters in said district, by giving at least ten days notice of the time and place, and object of said meeting, in some newspaper printed in, and in general

circulation in, said district ; and the president of said board, and in his absence one of the other directors shall act as chairman of said meeting, and said meeting may determine, by a majority vote, upon the erection of a school-house or school houses, and the purchase of a site or sites therefor, and the amount of money to be raised for the purpose aforesaid, which money, so voted, shall be thereupon certified by the Board of Education, by its president and secretary, to the City Council ; and thereupon the said City Council shall, within thirty (30) days thereafter, proceed to levy such amount of money, upon the taxable property in said district ; said tax to be levied and collected as other taxes of said City are levied and collected, and to be paid over, as soon as collected, to the treasurer for said Board of Education.

Tax for School  
Houses.

Real Estate.

SEC. 10. That the title to all real estate and other property, belonging for school purposes, to the said City of Saint Anthony or any part thereof, shall be regarded in law as vested in the Board of Education, and their successors in office, for the support and use of common schools therein, and the said board may dispose of, sell and convey said real estate, or any part of the same, by deed, to be executed by the president of said board, upon a majority vote for such sale, at any meeting of the electors, called as provided in the ninth section of this act.

School Exam-  
iners.

SEC. 11. The said Board of Education shall immediately after organizing and qualifying as provided in the third section of this act, appoint three competent persons to serve as school examiners of said City, all of whom shall be residents of said city, one to serve for one year, one for two years and one for three years, and annually thereafter, they shall appoint one person for examiner, to serve for three years, and until his successor is appointed ; and the board shall fill all vacancies that may occur. The examiners, or any two of them, shall examine such persons as may apply for that purpose ; and if they find the applicant qualified, they shall

Certificate to  
Teachers.

give him or her a certificate, naming the branches he or she is qualified to teach, that they have carefully inquired as to the moral character of such applicant, and believe it to be moral and good, and that they believe him or her to be well qualified to govern and teach ; they shall also in every case where two of their number concur, have power to annul any certificate previously given, and the person holding the same shall be discharged from the public schools in said City ; they shall, also, separately or otherwise, together with such members of the said board as may wish so to do, visit said schools at least as often as once in every quarter, observe the discipline, mode of instruction, progress of the scholars, and such other circumstances as they may deem of interest ; and semi-annually, at such times as the board of Education shall

Visit Schools.

Report to Board.

appoint, they shall report their proceedings to the said board,

with such suggestions as they may think proper, the publication of which shall be in the discretion of the said Board of Education.

SEC. 12. Annually, at such time as the board of education shall appoint, public examinations of all the schools shall be had under the direction of the board of education and the examiners. Public Examinations.

SEC. 13. So much of the general school laws and so much of any and all other laws of this State, as may be inconsistent with the provisions of this act, are hereby repealed, as to the City of Saint Anthony, after the taking effect of this act. This act shall be in force from and after its passage. Repealing section

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
Feb. 28th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLI.

*An Act to organize the County of Renville, and for other purposes.*

- SECTION 1. County of Renville enlarged.  
2. Election of officers.  
3. County Seat.  
4. Attached to Nicollet County.  
5. Sixth Judicial District.  
6. Electors to vote on change in County lines.  
7. When Act to take effect.

*Let it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That the upper and lower Sioux reservations as defined by the government survey made by "Sevan and Hutton" except so much thereof as lies east of range thirty-four (34) and south of the Minnesota river, be and the same are County of Renville enlarged.

hereby attached to and become a part of the county of Renville.

Elections.

SEC. 2. At the general election it shall be competent for the legal voters in the said county of Renville to elect all the county officers, justices of the peace, and constables, as said county may be entitled to by law, which officers shall qualify and enter upon the duties of their office at the time, and in the manner prescribed by law.

County Seat.

SEC. 3. It shall be the duty of the first board of county commissioners which shall be elected in pursuance of this act, as soon after said board shall have been elected and qualified according to law, as the said board or a majority thereof shall determine, to locate the county seat of said county to all intents and purposes until otherwise provided by law.

Attached to Nicollet County.

SEC. 4. The county of Renville is hereby attached to the county of Nicollet, for judicial purposes, until the county officers of said county shall have been elected and qualified as contemplated by this act.

Sixth Judicial District.

SEC. 5. That from and after the election and qualification of the county officers of Renville county as aforesaid the said county shall be included in the sixth judicial district.

Submitted to vote of electors.

SEC. 6. The change in the county lines of Renville county as provided for in section one of this act shall be submitted to the electors of the counties affected by said change at the next general election for their approval or rejection.

SEC. 7. This Act shall take effect from and after its adoption.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLII.

*An Act to amend an act entitled An Act in relation to Free Schools in Minneapolis, approved May twenty-third, eighteen hundred and fifty-seven.*

SECTION 1. Authorizes Board of Education to levy tax. Limitation.  
 2. Provides for the collection of School taxes.  
 3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section nine of an act entitled "an Act in relation to free schools in the Town of Minneapolis," Tax. approved May twenty-third, one thousand eight hundred and fifty-seven, be amended so as to read as follows:—Said Board of Education are hereby authorized and empowered once in each year to determine upon and levy a tax upon all the real and personal property within said town, according to the valuation of that year, as shall appear upon the Assessment Roll for State and County taxes, for the purpose of maintaining schools, building and repairing school houses, and paying the interest and principal of the debts of said District, as the same shall become due, *Provided*, that the taxation shall not in any year exceed three mills on each Limitation. dollar of such valuation, unless a proposition to raise a larger sum be first submitted by said Board to a vote of the tax-payers in said town, after at least ten days notice, by Extra tax to be voted upon. posting such proposition and the time of voting thereon, in at least ten public places in said town, and a majority of said tax-payers voting shall vote for such proposition, when a tax may be levied in accordance with such proposition, but in no case shall a tax be raised exceeding five mills on each dollar of such valuation, and all moneys so raised by taxation shall, when collected, be paid to the Board of Education, and be disbursed under their direction.

SEC. 2. Section ten of said act shall be amended so as to read as follows:—Said tax, when assessed prior to the first day of August, A. D. one thousand eight hundred and sixty, shall be collected by the collector of taxes, for the town of Minneapolis, who shall, for the purpose of collecting the same, be invested with the same power and authority as is conferred upon the collector of State and County taxes, and shall, in all matters pertaining to the collection of said taxes, proceed in the same manner and be governed by the same laws. But when any tax shall be levied after the first day of August, A. D. one thousand eight hundred and sixty, then the said Board shall, on or before the first day of September, Collection of School taxes.

annually transmit to the County Auditor the amount to be raised for that year, who shall compute the same on the property returned by the assessor in said town, in the same manner as State and County taxes are computed, and said taxes shall be collected by the County Treasurer in the same manner State and County taxes are collected, and the said Board may at any time before the first day of September, A. D. one thousand eight hundred and sixty, transmit to the County Auditor, a list of the taxes levied and uncollected, and said Auditor shall add the same to the taxes for the next year, and the County Treasurer shall proceed to collect the same in the manner prescribed by law for the collection of other taxes.

Collection of  
School taxes.

SEC. 3. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

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## CHAPTER XLIII.

### *An Act to amend the Charter of the City of West Saint Paul.*

- SECTION 1. Liabilities and expenses limited.  
2. Repeals authority to borrow fifteen thousand dollars.  
3. Fees for Tax Redemption Certificates.  
4. Board of Education.  
5. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The city of West Saint Paul as incorporated by an act of the Legislature approved March twenty-second, eighteen hundred and fifty-eight, is hereby prohibited from in-  
Liabilities and expenses limited.

curing liabilities and expenses in any one year to exceed fifteen hundred dollars for improvements of any and all kinds and three hundred dollars for salaries and fees of city officers, so that the total expenses, liabilities and disbursements shall not exceed the sum of eighteen hundred dollars per annum, and no salaries or fees shall be allowed or paid to the mayor or aldermen of said city.

SEC. 2. The act entitled "an act to amend an act to Incorporate the city of West Saint Paul" approved July twenty-second, eighteen hundred and fifty-eight, which authorizes said city of West Saint Paul to borrow money to the amount of fifteen thousand dollars per annum is hereby repealed.

Repeals authority to borrow fifteen thousand dollars.

SEC. 3. The Treasurer or other officers of said city authorized to receive payment of delinquent taxes or to issue receipts or certificates of redemption for property sold for taxes shall not be entitled to demand or receive more than ten cents for each such receipt or redemption certificate, and shall not be entitled to demand or receive payment for separate parcels owned by the same person or persons but shall include in one receipt or certificate all the parcels of property owned by the party or parties applying to pay such delinquent tax, or redeem property sold for taxes.

Fees for Tax Redemption Certificates.

SEC. 4. The city of West Saint Paul shall constitute one school district, and shall have the power to elect by a vote of the citizens thereof at the annual elections a board of education consisting of five members to serve for one year or until their successors shall be elected and qualified and said members of the board of education shall serve without salary or other pecuniary compensation: and said board of education shall have charge of all school funds and of the disbursement thereof, to which said city may be entitled by law.

Board of Education.

SEC. 5. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLIV.

*An Act to legalize certain taxes and tax sales for the benefit of School District number one, in the Town of Faribault.*

SECTION 1. Legalizes School Tax for eighteen hundred and fifty-seven,  
2. Legalizes School Tax for eighteen hundred and fifty-eight,  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. The tax levied by School District number one, in Rice County, on the twenty-sixth day of September, one thousand eight hundred and fifty-seven, the sale of lands therefor, together with all proceedings relating to such tax and sale are hereby legalized, ratified and confirmed.

SEC. 2. The tax levied by said school district on the twenty-fifth day of September, one thousand eight hundred and fifty-eight, and all proceedings relating thereto, are hereby legalized, ratified and confirmed, and the Clerk of the said district to whom said tax was committed for collection, or his successor in office, is hereby authorized and required to return the unpaid portion of said tax to the County Treasurer as delinquent, and thereupon said County Treasurer shall proceed to sell the land so returned, as in other cases, at any time before the first day of July next.

Legalizes School Tax for eighteen hundred and fifty-eight.  
County Treasurer to sell for delinquency.

SEC. 3. This Act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLV.

*An Act to amend an act entitled "An Act to Incorporate the City of Rochester," approved August fifth, eighteen hundred and fifty-eight.*

- SECTION 1. Amends section fifteen of chapter five of City Charter.  
 2. Amends section one of chapter six.  
 3. Amends section three of chapter nine.  
 4. Amends section five of chapter nine.  
 5. Amends section twenty-five of chapter ten.  
 6. Amends section twenty-one of chapter twelve.  
 7. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That Section fifteen of Chapter five of an act of the Legislature of the State of Minnesota, entitled, "An Act to incorporate the city of Rochester," approved August 5, 1858, be amended so as to read as follows: Amends section fifteen of chapter five.

Section 15. The City Justice shall possess all the authority, power and rights of a Justice of the Peace, except he shall in no case entertain any civil proceedings, to which the city is not a party, and shall have sole exclusive jurisdiction to hear all complaints, and conduct all examinations and trials in criminal cases within the city, cognizable before a Justice of the Peace, but warrants returnable before the said City Justice may be issued, in criminal cases, by any Justice in the City, but no fee shall be received therefor by said Justice. Authority and duties of City Justice.

The said Justice shall have exclusive jurisdiction in all cases cognizable before a Justice of the Peace, in which the City is a party, and shall have cognizance and exclusive jurisdiction of all suits, prosecutions, or proceedings, for the recovery of any fine, forfeiture or penalty, under any by-law, ordinance or regulations of the said City of Rochester, or its Charter, or for the breach or violation of any such by-law, ordinance or regulation, and in all cases of offence committed against the same. Jurisdiction.

All prosecutions for assault, batteries and affrays not indictable, and for a breach or violation of any such by-law, ordinance or regulation, shall be commenced in the name of the City of Rochester, and the same proceedings shall be had in civil and criminal suits, before said Justice, when not otherwise herein directed, as are established and required to be had in civil and criminal actions by the laws of this State, before a Justice of the Peace. *Provided*, that in case of prosecutions for a breach or violation of an ordinance, by-law or regulation of said City or its Charter, or for any assault, battery or affray, not indictable, committed within the city limits, no appeal shall be had or allowed, when the judgment or fine imposed, exclusive of costs, shall not exceed Appeal.

- twenty-five dollars. In all cases of convictions, for assaults, batteries and affrays, within said city, and in all cases of conviction under any ordinance of said City for breach of the peace, disorderly conduct, keeping houses of ill-fame, or frequenting the same, and of keeping or maintaining disorderly and ill-governed houses, the said Justice shall have power, in addition to the fine or penalty imposed to compel such offenders to give security for their good behavior, and to keep the peace for a period not exceeding six months in a sum not exceeding five hundred dollars. The said Justice shall have the same power and authority in case of contempt as a Court of Record. *Provided:* that nothing herein contained shall be deemed to divest the District Judges, of their authority as conservators of the peace, nor to affect, in any manner the jurisdiction or powers of the District Courts or Supreme Court of this State. In case of the absence, sickness, or other inability of said Justice, or for any sufficient reason, the Mayor, by warrant, may authorize any other Justice of the Peace, within said City, to perform the duties of said City Justice, and it shall thereupon be the duty of the Mayor to inform the City Attorney and Marshal of such substitution, and make report thereof to the Common Council, and they may confirm or set aside such appointment, or appoint some other Justice of the Peace, and the Justice of the Peace so appointed, shall, for the time being, possess all the authority, rights and powers of said Justice of the Peace for the City. All fines and penalties imposed by the City Justice, for offences committed within the City limits, or for violations of any ordinance, by-law or regulation of said City, shall belong to and be part of the finances of said City.
- Contempt.**
- Substitute.**
- Fines and penalties.**
- Sec. 2.** That the first subdivision of Section one, chapter six of said act, be amended so as to read as follows :
- First.* To provide for the abatement and removal of all
- Nuisances.** **Li-** nuisances, under the ordinances or at common law, to license and regulate the exhibition of common showmen, or shows of any kind, or the exhibition of caravans, circuses, or theatrical performances, to grant licences for, and regulate the use of billiard tables or bowling saloons, to grant licenses for groceries, taverns, victualing houses, and persons vending or dealing in spirituous, vinous, fermented, mixed or intoxicating liquors, and to fix the rates of license therefor, *Provided,* that no license for the sale of spirituous, vinous, fermented or intoxicating liquors, shall be granted for a less sum than twenty-five dollars a year.
- Sec. 3.** That Section three of Chapter nine of said act be amended so as to read as follows:
- Section 3.* The costs and expense of surveying streets, alleys, sidewalks and sewers, and estimating work thereon, and of repairing and cleansing streets and alleys, and of constructing and repairing reservoirs, shall be chargeable to and payable out of the funds of the city. All grading,
- Streets and sewers.**

graveling, planting, macadamizing or paving streets and alleys to the centre thereof, shall be chargeable to and payable by the lots fronting on such street or alley, within the line of improvements so far as the work extends, and each lot on the line of such improvement shall be assessed and chargeable with the cost of the improvement done, in proportion to the fronting thereof on such street. Sewers and drains communicating with main sewers may be built by order of the Common Council, through any street or alley for the purpose of draining the lots in the blocks fronting such street or alley, and in such case the expense thereof shall be assessed upon the lots so drained and benefited. *Provided*, that in all cases where improvements, or work of any sewers are chargeable by virtue of this section, upon lots benefited, all such improvements across streets, alleys, and public grounds, shall be paid for out of the funds of the city, in proportion to the width of the street, alley, or public grounds. Grading and paving.

SEC. 4. That Section five of Chapter nine of said act be amended so as to read as follows :

*Section 5.*—When the work provided for in the preceding section shall be placed under contract, the street commissioner shall give notice, by publication in the official newspaper of said City, for ten days, that the expenses thereof, in case of streets and alleys, will be assessed upon the lots fronting upon such street or alley, within the line of such improvement in the proportion provided in Section three of this Chapter, and in cases of sewers, chargeable to the lots as hereinbefore provided, that the lots fronting such improvement, drained or benefited thereby, (which lots shall be designated in the notice) will be assessed in proportion to their size or area. Such assessment, when completed, shall be returned to the Common Council, and the said Common Council shall thereupon fix the time for confirming the same, of which notice shall be given in the official paper of the City. *At any time after the expiration of sixty days* from the confirmation of such assessment, a warrant for the collection thereof, may be issued by said Common Council to the Treasurer, and all assessments then remaining unpaid shall be levied and collected the same as other taxes. *Provided*, that all persons owning lots upon the line of such improvement, shall have the right to pay the tax thereon as aforesaid, by making a proper proportion of the improvement required in front of his, her, or their lot or lots, such improvement to be made within sixty days after the confirmation of the assessment as aforesaid, and under the direction and supervision of the Street Commissioner, and *Provided further*, that the Street Commissioner shall approve of such work when completed. Assessment of expenses.

SEC. 5. Section twenty-five of Chapter ten of said act is amended so as to read as follows :

*Section 25.* The assessors shall receive the compensation and be paid in the manner provided by the General Laws of the State.

Compensation of  
Assessors.

SEC. 6. Section twenty-one of Chapter twelve of said act is amended so as to read as follows :

*Section 21.* The Common Council, for the purpose of building one or more bridges in any ward, may levy a special tax upon the real and personal estate in that ward, in which the bridge is situated, upon the written petition of a majority of the tax payers in such ward, which petition shall state the amount necessary to be raised for the purpose. Such levy shall be made upon the last preceding assessment roll, and the tax collected in the same manner as other taxes, but at such time as may be directed by the Common Council. Should any of said tax remain unpaid till after the day fixed by the Common Council for such payment, the treasurer shall advertise the lands on which such tax is not paid, and sell the same in the manner required in the case of delinquent taxes for grading of streets, and for other city improvements, and the certificates given shall bear the same rate of interest, and be redeemed in the same manner as certificates of sales for other taxes.

Special tax for  
bridges.

SEC. 7. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 7th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLVI.

*An Act to legalize certain acts of the President of the Town of Freeborn.*

SECTION 1. Legalizes notice of entry of Town of Freeborn.  
When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SEC. 1. That the notice of the entry of the town of Freeborn, at the United States Land Office at Chatfield, for the relief and benefit of the rightful claimants thereof, which has been given by the President of said town, be, and is hereby declared to be legal and sufficient. Legalizes notice of entry.

SEC. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 7th, 1860.

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLVII.

*An Act to establish the County of Ripley.*

SECTION 1. Boundaries of Ripley County.  
2. To be ratified. Governor to appoint County officers.  
3. County Seat.  
4. County to be included in Fourth Judicial District.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That so much of said State as is contained within the following boundaries to wit: Beginning at the Boundaries

**Boundaries.** north-east corner of township one hundred and eighteen (118) range twenty-nine (29) west of the fifth principal meridian; thence west to the north-west corner of township one hundred and eighteen (118) range thirty-two (32), thence south to the south-west corner of township one hundred and fifteen (115), range thirty-two (32), thence east to the south-east corner of township one hundred and fifteen (115) range thirty-one (31) thence north to the north west corner of section thirty-one (31) of township one hundred and seventeen (117) of range thirty (30), thence east to the north-east corner of section thirty-six (36) of township one hundred and seventeen (117); range twenty-nine (29), thence north to the place of beginning, be and the same is hereby erected into a separate county, and established as the county of Ripley.

**Ratification.** SEC. 2. Upon the ratification of the several counties to be affected thereby, the said county is hereby declared to be organized, and the Governor is hereby empowered to appoint all the county officers required to perform the duties of an organized county, which officers shall duly qualify, and enter upon the performance of their duties, as provided by law, and shall hold their offices until their successors are elected and qualified according to law.

**Appointment of officers.** SEC. 3. The county seat of said county shall be and is hereby established at the town of Greenleaf, and the county Commissioners first elected in said county of Ripley, may locate a block in said town of Greenleaf, whereon to erect the county buildings with the consent of the owner or owners thereof.

**County Seat.** SEC. 4. Said county shall be included in the Fourth Judicial District.

**Judicial District.** AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eight, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLVIII.

*An Act to vacate certain Lots in the Town of North Pine Island.*

SECTION 1. Vacates a part of the Town of North Pine Island.  
 2. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the whole of the town plat of North Pine Island, (excepting Main street,) as recorded in the Office of the Register of Deeds for Goodhue County, Minn., Plat of Town, except Main St. vacated. be, and the same is hereby vacated.

Sec. 2. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER XLIX.

*An Act to change the time of holding the Terms of the District Court in the Fifth Judicial District.*

SECTION 1. Terms of District Court of the Fifth Judicial District.  
 2. Repealing section.  
 3. Adapts judicial proceedings to the new terms.  
 4. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

Sec. 1. The general terms of the District Courts in the Fifth Judicial District shall be held at the times and places following :

- Waseca County.** In the county of Waseca, on the first Monday of March and first Monday of September of each year.
- Dodge County.** In the county of Dodge, on the second Monday of March and the second Monday of September of each year.
- Mower County.** In the county of Mower, on the third Monday of March of each year.
- Freeborn County.** In the county of Freeborn, on the fourth Monday of March and the fourth Monday of September of each year.
- Rice County.** In the county of Rice, on the first Monday of April and the first Monday of October of each year.
- Scott County.** In the county of Scott, on the third Monday of April and the third Monday of October of each year.
- Steele County.** In the county of Steele, on the first Monday of May and the first Monday of December of each year.
- Repealing section** SEC. 2. The fifth subdivision of section one, of an act entitled "An Act to establish the terms of the District Court of the State of Minnesota," on page one hundred and fifty-six of the Session Laws of A. D. eighteen hundred and fifty-eight, being also contained on page four hundred and eighty-four of the Public Statutes, is hereby repealed.
- Writs, &c., returnable at new terms.** SEC. 3. All writs, recognizances, and other proceedings made returnable to the District Court of any of said counties, shall be considered and deemed to be returnable to the terms of such Court as are fixed by this act, and all continuances and notices made or taken to any term of the District Court of any of said counties, shall be deemed to be made or taken to the terms of such Court as the same are fixed by this act, and all motions and other proceedings noticed to be heard at any regular term of such Court, shall be allowed and considered to be noticed for hearing at the regular terms of such Court, as the same are fixed by this act.
- SEC. 4. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER L.

*An Act to attach the County of Manomin to Anoka County, for Judicial purposes.*

SECTION 1. Manomin County attached to Anoka County, for Judicial purposes.  
 2. Repealing section.  
 3. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The County of Manomin is hereby attached to <sup>Attached to Anoka County.</sup> Anoka County, for Judicial purposes.

SEC. 2. So much of Section forty-nine of chapter fifty- <sup>Repealing section</sup> seven, on page 485 of Compiled Statutes of Minnesota, as relates to Manomin County, is hereby repealed.

SEC. 3. This Act shall take effect from and after its passage.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—January ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 January 9th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LI.

*An Act for the Relief of School District Number One, in the County of Scott.*

SECTION 1. Constitutes School District Number One.  
 2. County Treasurer to pay over to Districts.  
 3. Apportionment of School Money.  
 4. Irregularities not to affect validity of Assessments or Collections.  
 5. District may hold lands for delinquent taxes.  
 6. Conveyance of said lands.  
 7. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That Sections numbers one (1) and twelve <sup>District Number</sup> (12) in township number one hundred and fifteen (115) <sup>One.</sup>

**District Number One.** north of Range twenty-three (23) west, and the West half of Section No. six (6) in Township one hundred and fifteen (115) north of Range twenty-two (22) west, as appears by the Government survey—shall be and are hereby declared to be and constitute School District No. one (1) in the county of Scott, any irregularities or act of the county commissioners or supervisors to the contrary notwithstanding.

**County Treasurer to pay over to the District.** SEC. 2. That the county Treasurer shall pay over to said District all such public moneys as may be now or at any future time, due to said District as above described.

**Apportionment of money.** SEC. 3. That the Board of Supervisors of said county be and they are hereby required at their next meeting, to apportion the School moneys of said county to said District, according to the number of scholars returned by the present clerk of said District, at their session in January, eighteen hundred and sixty.

**Irregularities not to invalidate assessments or collections.** SEC. 4. No irregularities, errors, or want of proper records in said county shall affect the legality or validity of any of the assessments or collections of taxes in said District, nor shall any levy or sale of any property, real or personal, levied upon by warrant or sold for delinquent taxes in said District be rendered invalid by reason of a want of the proper records of formation of said District since the twenty-fourth day of July, eighteen hundred and fifty-seven.

**District to hold delinquent lands.** SEC. 5. That said School District in its corporate capacity, may take and hold for the benefit of the School fund therein any or all such tracts of land or other property within its own limits as may heretofore have been or may hereafter be sold for delinquent taxes due to said District.

**Chairman of Board to convey real estate.** SEC. 6. That all such real estate may be conveyed by the Chairman of the Board of Trustees of said District, by his deed in due form of law, whenever he shall be authorized thereto by said District at any meeting of the legal voters thereof, called for that purpose.

SEC. 7. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February eleven one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 11th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LII.

*An Act to attach the County of Todd to the County of Morrison, for Judicial purposes.*

SECTION 1. Attaches Todd County to Morrison County, for Judicial purposes.  
 2. Repealing section.  
 3. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That the County of Todd is hereby attached to Morrison County for Judicial purposes. Attaches Todd County to Morrison County.

SEC. 2. That all acts or parts of acts inconsistent herewith, be, and the same are hereby repealed. Repealing section

SEC. 3. That this act shall take effect on and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—January tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota. }  
 January 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LIII.

*An Act to amend an act entitled An Act to Incorporate the St. Cloud Bridge Company.*

SECTION 1. Extension of Charter.  
 2. Repealing section.  
 3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That all privileges granted by an act, entitled "an Act to incorporate the St. Cloud Bridge Company", Extension of Charter.

Extension of charter. approved March first, one thousand and eight hundred and fifty-six, are hereby extended and renewed to the said St. Cloud Bridge Company, *Provided*, the said bridge is completed within three years after the passage of this act.

Repealing section SEC. 2. All acts amendatory of an act entitled "an Act to incorporate the St. Cloud Bridge Company," are hereby repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LIV.

### *An Act to provide for a State Road from Franklin in McLeod County, to Allen's Grove, in Renville County.*

SECTION 1. Appoints Commissioners to locate said Road.  
2. Meeting of Commissioners. To file Plat.  
3. Provides for expenses.

*Be it enacted by the Legislature of the State of Minnesota :*

Commissioners appointed. SECTION 1. That Peter W. Savage, William Arms and Michael Moyer, be, and are hereby appointed Commissioners to locate and survey a State Road, commencing at the south-west corner of the town of Franklin, in McLeod County, thence to a convenient point on section twenty-eight, town one hundred and fifteen, range twenty-eight, thence to a point eight rods south of the north-west corner of section thirty-six, town one hundred and fifteen, range twenty-nine, thence by the most practicable route by the way of the north-east corner of section three, town one hundred and fourteen, range twenty-nine, to, or near Arm's Grove, and thence to Allen's Grove, in Renville County.

SEC. 2. The said Commissioners, or a majority of them, shall meet at the office of P. W. Savage on the first Monday Meeting. in March next; and as soon as practicable thereafter, shall proceed to locate and survey said road, who shall file a plat of said road with the Supervisors of McLeod County.

SEC. 3. The expenses in the location and survey of said Expenses. road shall be paid by the County of McLeod.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February twenty-fourth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
Feb. 24th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LV.

### *An Act to amend an act entitled An Act relative to Free Schools in the City of Saint Paul.*

- SECTION 1. Amends the provisions for election of School Inspectors.  
2. Quorum at meetings, &c.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That Section two of said act, shall be amended and shall read as follows: Section 2. There shall be elected in said city, three School Inspectors in each ward, to be elected in the manner following: At the next annual charter election there shall be elected in each ward of said city, two School Inspectors, in place of those whose terms of office will then expire; one of whom shall hold his office for two years, and one for three years; and at every annual charter election thereafter, there shall be elected in each ward, one School Inspector, who shall hold his office for three years. And whenever the wards in the city shall be increased in number, there shall be elected at the next annual charter election thereafter, in each new ward, three School Inspectors; one of whom shall hold his office for one year, one for

Election of Inspectors.

two years and one for three years. At every annual charter election thereafter, there shall be elected in each such ward, one School Inspector, who shall hold his office for three years. No School Inspector shall be entitled to receive any compensation for his services.

**Quorum.** SEC. 2. That section six of said act shall be amended and shall read as follows: Section 6. The Board of Education, a majority of the members of which may form a quorum, may meet from time to time, at such place in said city, as they may designate. The Mayor shall be President of the Board, and shall preside at all the meetings thereof; but in case of his absence, a majority of the Inspectors present, at any meeting, may choose one of their number President *pro tempore*.

**Presiding officer.**

SEC. 3. This Act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-seventh, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 27th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

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## CHAPTER LVI.

### *An Act to vacate certain Streets and a Lot in the Town of Albert Lea.*

SECTION 1. Vacates Lots in Town of Albert Lea.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

**Vacates part of Town.** SECTION 1. That so much of Newton, Elizabeth and Lake streets, as extends north of Clark street, also all that part of Water street, lying east of Broadway in the Town of Albert Lea, according to the recorded plat of said town; also that part and parcel of a certain lot, known and designated as Mill lot, which is situated on the north-east quarter of the south-west quarter of section nine, township one hundred and

two, range twenty-one be, and the same are hereby declared vacated.

SECTION 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-ninth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 29th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LVII.

### *An Act to legalize the proceedings of the Road Commissioners of the County of Wabashaw.*

SECTION 1. Legalizes proceedings of Road Commissioners of County of Wabashaw.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the location, alteration or discontinuance of roads, together with the plats and surveys thereof, made by the Road Commissioners in the County of Wabashaw, during their term of office ending on the eleventh day of October, eighteen hundred and fifty-nine, are hereby legalized. Legalizes certain proceedings.

SEC. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 7th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LVIII.

*An Act to amend section two of an act entitled An Act to Locate and Establish a State Road from St. Cloud to Breckenridge, approved February eighth, eighteen hundred and fifty-eight.*

SECTION 1. Amends Act locating State Road from St. Cloud to Breckenridge.  
2. Legalizes Plat of a portion of said Road.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That section two of the Act entitled "An Act to locate and establish a State Road from Saint Cloud to Breckenridge," approved February eighth, eighteen hundred and fifty-eight, is hereby amended so as to provide that the plat of that portion of the State Road, [specified in said act,] which is located in an unorganized County, shall be filed in the office of the Register of Deeds for such county within six months after the same shall be organized.

SEC. 2. The plat of that portion of said road located in Stearns County, which is now on file in the office of the Register of Deeds in said County, shall have the same effect and validity as if the same had been filed within one year from the passage of the aforesaid Act, approved February eighth, eighteen hundred and fifty-eight.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—January twenty-third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
January 24th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

CHAPTER LIX.<sup>1</sup>*An Act to change the boundaries of the counties of Mille Lac and Benton.*

SECTION 1. Part of Benton County detached and attached to Mille Lac County.  
 2. Subject to a vote.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That all that part of the county of Benton which lies east of the range line between ranges twenty-seven and twenty-eight be detached from the said county of Benton, and attached to and become a part of the county of Mille Lac.

SEC. 2. This law shall take effect and be in force from and after its adoption by a majority of the electors of each of said counties of Mille Lac and Benton.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February first, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 February 1st, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LX.

*An Act to amend section ten of chapter one hundred and twenty-six of the Session Laws of eighteen hundred and fifty-six.*

SECTION 1. Confers certain powers upon Town Council of St. Cloud; also, upon Supervisors of the Township.

*Be it enacted by the Legislature of the State of Minnesota:*

SEC. 1. Section ten of Chapter one hundred and twenty-six of the Session Laws, passed in eighteen hundred and fifty-six is hereby amended so as to read as follows :

SEC. X. The town council shall have power to regulate and improve the levees, streets and alleys, and determine the width of side walks in said town; to regulate the public grounds, to erect a new market house and regulate the markets, to remove all nuisances and obstructions from the streets and commons of said town, and do all things which similar corporations have power to do in order to provide for and secure health, cleanliness and good order in said town.

Powers of Council. And the Supervisors of the township of Saint Cloud, are hereby authorized to make all needful improvements in any of said streets that are necessary for use as public highways, if said town council shall fail or neglect to make such improvements.

Powers of Supervisors.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-fourth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 24th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

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## CHAPTER LXI.

*An Act to change the name of Willis Arthur Rogers to Willis Arthur Lont, and to make said Willis A. Rogers the heir at law of O. S. Lont and of Melissa A. Lont, the wife of O. S. Lont, of the Town of Mazeppa.*

SECTION 1. Changes name of Willis Arthur Rogers to Willis Arthur Lont.  
2. Constitutes Willis A. Rogers heir at law of O. S. Lont and Melissa A. Lont.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the name of Willis Arthur Rogers be and the same is hereby changed to that of Willis Arthur Lont, by which name of Willis Arthur Lont he shall hereafter be known and recognized.

Change of name.

SEC. 2. And that the said Willis Arthur Rogers is hereby made the heir at law of O. S. Lont and of Melissa A. Lont,

wife of O. S. Lont, all of the Town of Mazeppa, in the County of Wabashaw.

SEC. 3. This act shall take effect and be in force from and after its passage.

GEO. W. GREEN,  
Speaker of the House of Representatives, pro tem.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February fourteenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 14th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXII.

### *An Act to amend an act entitled An Act to Incorporate the Minnesota River Bridge Company.*

SECTION 1. Amends Charter of Minnesota River Bridge Company.  
2. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the time within which the Minnesota River Bridge Company is required by section number three of the act incorporating said Company, approved February thirteenth, A. D. eighteen hundred and fifty-seven, to complete said bridge, is hereby extended for the term of two years, from and after the thirteenth day of February, eighteen hundred and sixty.

*Extends time for completing Minnesota River Bridge.*

SEC. 2. This Act to take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—January twenty-third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
January 24th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXIII.

*An Act to amend the Charter of the City of Saint Paul.*

- SECTION 1.** Amends section one of chapter five.  
 2. Amends section two of chapter five.  
 3. Amends section three of chapter five.  
 4. Amends section four of chapter five.  
 5. Debt of city limited to its present amount.  
 6. Amends section three of chapter four.  
 7. Repeals sub-division nineteen of section three of chapter four.  
 8. Amends sub-division twenty three of section three of chapter four.  
 9. Amends section nine of chapter three.  
 10. Amends proviso to section eleven of chapter three.  
 11. Amends section twelve of chapter two.  
 12. Amends section one of chapter two.  
 13. Amends sub-division thirty-two of section three of chapter four.  
 14. Amends section six of chapter ten.  
 15. Amends section two of chapter two.  
 16. Amends section twenty-eight of chapter three.  
 17. Repeals section twenty-four of chapter ten.  
 18. Amends sub-division one of section two of chapter six.  
 19. Amends section two of chapter seven.  
 20. Amends section five of chapter seven.  
 21. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

**SECTION 1.** That Section one of Chapter five of the act entitled "an Act to reduce the law incorporating the city of Saint Paul, in the County of Ramsey and State of Minnesota, and the several acts amendatory thereof into one act, and to amend the same," approved March twentieth, eighteen hundred and fifty-eight, shall be amended and shall read as follows :

**Section One.** All funds in the treasury, except State, School and County funds shall be under the control of the Common Council, and be drawn out upon the order of the Mayor and Clerk and countersigned by the Comptroller duly authorized by a vote of the Common Council ; and all orders drawn upon the treasurer shall specify the purpose for which they were drawn, and shall be payable, generally, out of any funds in the treasury belonging to the city ; and all such orders shall be received in payment for any tax or assessment levied by authority of the city.

All orders shall be payable to the order of the person in whose favor they may be drawn, and they may be transferred by endorsement ; and from and after the second Tuesday of May, eighteen hundred and sixty, no order on the treasury shall be drawn or issued until there shall be funds sufficient to pay the same, together with the orders that may then be outstanding—and the Comptroller is prohibited from counter-signing any such order until there shall be sufficient funds in the treasury to meet such orders, together with the orders which may then be outstanding.

And for the purpose of providing a fund to meet the orders upon the treasury of said city and bonds issued under the provisions of the aforesaid act of incorporation, payable in one and two years from date, heretofore issued and outstanding, the Common Council of said city are authorized to issue the bonds of said city to an amount not exceeding fifty thousand (50,000) dollars, payable in not less than ten years from date with interest at seven per cent. per annum, payable in the city of New York half yearly; and to negotiate said bonds for the purposes aforesaid, and to provide for the payment of the interest and for a sinking fund for the payment of the principal by a tax not exceeding one mill on the dollar, to be levied and collected annually, as other taxes of said city.

New city bonds authorized.

Tax for interest and sinking fund.

SEC. 2. That Section two of said Chapter five be amended and shall read as follows:

Amends section two of chapter five.

Section 1. That said Council shall have power to annually levy a tax upon all the property in said city, subject to taxation, not exceeding three mills on the dollar per annum, to defray the current expenses of the city, and also to annually levy a further tax upon said property, not exceeding one mill on the dollar, to create a fund to pay the interest on the bonds of said city, which have been heretofore issued, and are at present outstanding, and to provide a sinking fund for the payment of the principal thereof.

Tax for current expenses.

Tax for interest on outstanding bonds.

SEC. 3. That Section three of said Chapter five be amended and shall read as follows:

Amends section three of chapter five.

Section 3. The said Council shall also have power to annually levy a tax upon the property liable to taxation in each ward, not exceeding one mill on the dollar, per annum, to defray the current expenses of such Ward.

Ward tax.

SEC. 4. That Section four of said Chapter five be amended and shall read as follows:

Amends section four of chapter five.

Section Four. That no other or greater taxes than those mentioned shall be levied by the Common Council of said city, except the special taxes now authorized by law to be levied upon the property in the Second and Third Wards, for the payment of the interest and principal of sewer bonds heretofore issued: *Provided*, that nothing herein contained shall be construed to affect the power of the Council to levy the special assessments chargeable to lots of land under the provisions of Chapters six and seven of said act of incorporation and for abating nuisances, and to levy and collect the wharfage and wharf dues provided by said act of incorporation.

No other tax, except certain special taxes now authorized by law.

Proviso.

SEC. 5. That the debt of the said city of Saint Paul shall not be increased beyond its present amount; and the Common Council shall issue no more bonds or other evidences of debt except those authorized by this act, or in settlement of debts or liabilities already existing: *Provided*, however, that nothing herein contained shall prevent the issue of new

Debt of city not to be increased beyond present amount.

bonds of said city, of either like or different character and terms to take up bonds or other evidence of debt of said city now outstanding, or to pay the interest on the present debt of said city.

Amends section  
three of chap-  
ter four.

SEC. 6. That subdivision first of Section three of Chapter four of said act of incorporation be amended and shall read as follows:

Licenses

*First.* To license and regulate the exhibition of common showmen and shows of all kinds, or the exhibition of caravans, circusses, concerts or theatrical performances, billiard tables, nine or ten pin allies, bowling saloons, to grant licenses and regulate grogeries, taverns, and the traffic of all persons vending or dealing in spirituous or fermented liquors: *Provided*, that the power of said Council, as to regulating auctions and auctioneers, shall be limited to the amount of license, and requiring payment of the same.

Repeals sub-divi-  
sion nineteen of  
section three of  
chapter four.

SEC. 7. Subdivision nineteen of Section three of said Chapter four of said act of incorporation is hereby repealed.

Amends sub-divi-  
sion twenty-  
three of section  
three of chap-  
ter four.

SEC. 8. That subdivision twenty-third of said Section three of said Chapter four of said act of incorporation be amended and shall read as follows:

Quarantine.

*Twenty-Third.* To regulate, control and prevent the landing of persons from boats or vessels, whereon are contagious or infectious diseases or disorders, and to make such disposition of such persons as to preserve the health of said city; and also to regulate, control and prevent the landing and conveyance of paupers and persons in a destitute condition into said city, and not having a legal settlement or residence therein, by any boat or vessel, or other means of conveyance, and to require that such persons shall be taken back to the place from whence they may have been brought, by the person or persons bringing or leaving them in said city.

Paupers.

Amends section  
nine of chapter  
three.

SEC. 9. That Section nine of Chapter three of said act of incorporation be amended and shall read as follows:

Street Commis-  
sioner.

The Common Council of said city shall at their first meeting after each annual municipal election, select and appoint a suitable person as Street Commissioner of said city, who shall hold his office for one year, and said Council shall have power to fill any vacancy that may occur in such office.

Duties.

It shall be the duty of the said Street Commissioner to render his personal services and perform labor in repairing the streets of said city, and to superintend all local improvements throughout the said city, under the direction of the Common Council, and to carry into effect all orders of the Common Council in relation thereto, and perform such other duties as may be herein prescribed to be performed by Street Commissioners, or ordained by the Common Council. Said Street Commissioner shall receive a compensation to be fixed by the Common Council, not exceeding five hundred (500) dollars per annum, and shall keep accurate accounts of all expenditures incurred in the discharge of his duties, and

Compensation.

render monthly accounts thereof to the Common Council, or oftener, if required, and the words "Street Commissioner" shall be substituted in said act of incorporation, wherever the words "Street Commissioners" or "Street Commissioner" of the proper Ward, or of the respective Wards shall occur.

*Provided*, that the present Street Commissioners of the several Wards of said city shall continue in office, and perform the duties hereinbefore assigned them, until the term of their said office shall expire, and that thereafter no Alderman shall be competent to act as Street Commissioner.

Sec. 10. That the Proviso to Section eleven of Chapter three of said act of incorporation be amended and shall read as follows :

*Provided*, that in case of prosecution for a breach or violation of an ordinance, by-law, or regulation of said city or its charter, or for an assault, battery or breach of the peace or affray not indictable, committed within the city limits, no appeal shall be allowed where the judgment or fine imposed, exclusive of costs, is less than twenty-five (25) dollars.

Sec. 11. That Section twelve of Chapter two of said act of incorporation be amended and shall read as follows :

*Section Twelve.* The term of every officer elected under this law shall commence on the second Tuesday of April, of the year, for which he was elected, and shall, unless otherwise provided, continue for one year and until his successor is elected and qualified, except that on and after the first Tuesday of April, A. D., eighteen hundred and sixty, the Treasurer of said city shall be elected and hold his office for two years, and until his successor is elected and qualified.

Sec. 12. That the Section one of Chapter two of said act of incorporation be amended and shall read as follows :

*Section One.* There shall be an annual election for elective officers hereinafter provided, held on the first Tuesday of April of each and every year at such place in each Ward as the Common Council shall designate ; and the polls shall be kept open from nine o'clock in the forenoon until five in the afternoon ; and ten days previous notice shall be given by the Common Council of the time and place of holding such election, and of the officers to be elected.

Sec. 13. That subdivision thirty-second of Section three of Chapter four of said act of incorporation be amended and shall read as follows :

*Thirty-Second.* To remove and abate any nuisance injurious to the public health or safety, and to remove or require to be removed any building, which by reason of dilapidation, defects in its structure or other causes may have or shall become imminently dangerous to life and property ; and to provide for the punishment of all persons who shall cause or maintain such nuisances, and to charge and assess the expense of removing or abating the same upon the lot or lots

Proviso.

Amends proviso to section eleven of chapter three.

Limits appeals in certain cases.

Amends section twelve of chapter two.

Terms of City officers.

Amends section one of chapter two.

Annual election.

Amends subdivision thirty-two of section three of chapter four.

Abatement of nuisances.

upon which such nuisance or dangerous building may be maintained.

Amends section  
six of chapter  
ten.

Sec. 14. That Section six of Chapter ten of said act of incorporation be amended, and shall read as follows :

Commitments to  
County Jail or  
City Prison.

*Section Six.* In all cases of the imposition of any fine or penalty, or of the rendering of a judgment by the City Justice of said City, pursuant to any ordinance or by-law of the said City of Saint Paul, or pursuant to any provision of the charter of said City, as a punishment for any offence, or for the violation of any by-law or ordinance as aforesaid, the offender shall be forthwith committed to the Common Jail of Ramsey County, and be there imprisoned for a term not exceeding six months, in the discretion of the City Justice, unless the fine or penalty aforesaid be sooner paid or satisfied, and in all cases where the punishment of such offenders shall be by imprisonment, such imprisonment shall be in the said Common Jail of Ramsey County ; and from and after the time of arrest of any person or persons, for any offence whatsoever, until the time of the trial or hearing, the person or persons so arrested may be imprisoned in the said Common Jail of Ramsey County, or in the City Prison, and in all cases where the said City Justice is or may be authorized to commit any person or persons for any other cause by virtue of the provisions of the charter of said City, he may commit such person or persons to the said Common Jail of Ramsey County or the City Prison.

Duty of Sheriff  
and County  
Jailors.

The Sheriff of Ramsey County and Jailors and Prison Keepers of said Common Jail of Ramsey County and their and each of their deputies, are required to receive such persons in custody, and confine them safely in said Common Jail of Ramsey County, until they may be discharged by due course of law ; and such Sheriff, Jailors, Prison-Keepers and their deputies, offending in the premises, shall be liable to the same pains and penalties, and the parties aggrieved shall be entitled to the same remedies against them or any of them, as if such prisoners had been committed to their custody by virtue of legal process, issued under the authority of this State.

City to pay ex-  
penses.

The said City of Saint Paul shall be liable to pay for the support and keeping of said prisoners, the same charges and allowances as are allowed for the support and keeping of prisoners, committed under the authority of the State.

Amends section  
two of chapter  
two.

Sec. 15. That Section two of Chapter two of said act of incorporation be amended by adding thereto the following proviso :

Justices of the  
Peace.

*Provided,* That at the next Municipal election of said city, and at every annual Municipal election thereafter, there shall be elected one Justice of the Peace and two constables, in and for each Ward, who shall be residents of such Ward, and hold their office for the term of one year, and until their successors shall be qualified ; said Justices of the Peace shall

be Justices of the Peace of Ramsey County, and have and possess all the authority, powers and jurisdiction of other Justices of the Peace of Ramsey County under the laws of this State. Said Justices of the Peace, when elected and qualified, shall supercede all other Justices of the Peace, except the City Justice within the said City of Saint Paul, but nothing herein contained shall be construed to affect the office of the said City Justice, or to abridge or affect his jurisdiction.

City Justice.

Sec. 16. That Section twenty-eight of Chapter three of said act of incorporation be amended, by adding thereto the following proviso :

Amends section twenty-eight of chapter three.

*Provided*, That the Mayor and Aldermen of said City shall receive no salary or compensation for their services.

Mayor and Aldermen to have no salaries.

Sec. 17. That Section twenty-four of Chapter ten of said act of incorporation is hereby repealed.

Repeals section twenty-four of chapter ten.

Sec. 18. That subdivision first of Section two of Chapter six of said act of incorporation be amended by adding thereto the following proviso :

Amends subdivision one of section two of chapter six.

*Provided*, That the said petition shall be signed by the owners of the land fronting or abutting on the line of the proposed improvement, to the extent of at least three-fourths of the number of front feet of land fronting on said proposed improvement aforesaid, before the said Council shall proceed further in the matter.

Petitions for City Improvements.

Sec. 19. That Section two of Chapter seven of said act of incorporation, be amended by adding thereto the following proviso :

Amends section two of chapter seven.

*Provided*, That before the said Common Council shall order the construction of such sidewalk, a petition of the owners of the land fronting or abutting on the line of such proposed sidewalk, shall be filed with the City Clerk, requesting the same, and shall be signed by such owners to the extent of at least three-fourths of the number of front feet of land fronting on said proposed sidewalk.

Petitions for sidewalk.

Sec. 20. That Section five of Chapter seven of said act of incorporation shall be amended and read as follows :

Amends section five of chapter seven.

*Section Five.* No grading of streets or alleys to be done at the expense of lots fronting such improvements or sewers, the expense of which is to be charged to the lots drained or benefitted, as before provided, shall be ordered by the Common Council, except upon the petition in writing of the owners of the land fronting or abutting on the line of the proposed improvement and chargeable therewith to the extent of at least three-fourths of the front or running feet of land fronting or abutting on such improvement, and chargeable therewith ; and whenever the Council shall thereon determine upon a public improvement under this section, they shall pass a resolution to that effect, and shall require the Street Commissioner, with the assistance of the City Surveyor, to examine the premises and report an estimate of the

Petitions for grading.

Survey of premises, and report.

whole expense thereof, and the lots chargeable with the expense, and the owner's name, if known, and the proportion of the expense to be assessed to each lot; and, in the case of grading a street or alley, a proper grade; and the Common Council may adopt, revise, correct, or remand the same with instructions. Upon such report being adopted, an accurate survey and profile of such grade shall be prepared by the City Surveyor, and filed in his office of record. The Common Council may thereupon order the said work to be placed under contract, upon such terms and under such regulations as they may deem advisable.

Survey and profile  
to be recorded.

Contract.

Not to impair pro-  
ceedings already  
pending.

*Provided*, That nothing in this Section or Sections eighteen and nineteen of this act contained shall impair the validity of any proceeding heretofore commenced and pending under the said Chapters six or seven of the said act of incorporation, but such proceedings shall continue and be conducted with the same effect as if commenced under the provisions of this act.

SEC. 21. This act shall take effect from and after its publication.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twenty-fifth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
Feb. 25th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

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## CHAPTER LXIV.

### *An Act to remove the County Seat of Mille Lac County.*

SECTION 1. County Seat of Mille Lac County removed from Hanover to Princeton.  
2. Subject to a vote.

*Be it enacted by the Legislature of the State of Minnesota:*

County Seat re-  
moved.

SECTION 1. That the county seat of Mille Lac County be and the same hereby is removed from Hanover to Princeton.

SEC. 2. This act shall take effect and be in force from and after its adoption by a majority of the electors of the said county.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February first, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
Feb. 1st, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXV.

*An Act to attach the County of Isanti to the County of Anoka, and the Counties of Lake, Carlton, Buchanan, and Itasca, to Saint Louis County, for Judicial purposes.*

SECTION 1. Attaches Isanti County to Anoka County, and Lake, Carlton, Buchanan and Itasca Counties to Saint Louis County for judicial purposes.

2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. The county of Isanti is hereby attached to the county of Anoka, and the counties of Lake, Carlton, Buchanan and Itasca, are hereby attached to Saint Louis county, for Judicial purposes.

SEC. 2. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February third, one thousand eight hundred and sixty.

SECRETARY'S OFFICE, Minnesota, }  
February 3d, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

Isanti County attached to Anoka County, and Lake, Carlton, Buchanan and Itasca Counties attached to St. Louis County.

## CHAPTER LXVI.

*An Act to define the Boundaries of Stearns County.*

- SECTION 1. Defines the boundaries of Stearns County.  
 2. Submits the proposed boundaries to a vote.  
 3. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

Boundaries.

SECTION 1. The boundaries of Stearns County shall be and the same are hereby established as follows : Beginning at the point in the middle of the main channel of the Mississippi river opposite its confluence with the Clear Water river, thence running to said Clear Water river and along the middle of its channel to a point where it is intersected by the township line between townships one hundred and twenty-one (121) and one hundred and twenty-two (122), thence west on said line to the south-west corner of township one hundred and twenty-two (122), range thirty-two (32), thence north on the line between ranges thirty-two (32) and thirty-three (33), to the north-west corner of said township one hundred and twenty-two (122), range thirty-two (32), thence west on the line between townships one hundred and twenty-two (122), and one hundred and twenty-three (123), to the south-west corner of township one hundred and twenty-three (123), range thirty-five (35); thence north to the line between ranges thirty-five (35), and thirty-six (36) to a point opposite the mouth of Platte river; thence east to the middle of the main channel of the Mississippi river at the mouth of Platte river; thence down the middle of the main channel of the Mississippi river to the place of beginning.

Vote on Act.

SEC. 2. The electors in the counties affected by the boundaries herein prescribed, may, at the next general election, vote for or against the provisions of this act, and the same shall be in force from and after it shall be adopted by a majority of the electors of the counties affected thereby.

AMOS COGGSWELL,

Speaker of the House of Representatives.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 March 7th, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXVII.

*An Act providing for an alteration of the State Road running from La Crescent to Mankato.*

## SECTION 1. Appoints Commissioners.

2. Meeting.
3. May employ assistants.
4. Expenses.
5. Plats to be filed.
6. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That D. S. Bonner, Edson Owens and ——— are hereby appointed commissioners to re-locate, Commissioners. survey and establish a portion of the State road running from La Crescent to Mankato, as follows : Commencing at the house of Edson Owens, thence running in a westerly direction, being in the counties of Fillmore, Olmstead and Mower, to intersect the said State road on the land of G. H. Knapp, east of Buck's Creek, and vacate all that portion of the said road now lying between the two aforesaid points.

SEC. 2. The said Commissioners shall meet at such place Meeting. as may be deemed most convenient, on any day subsequent to the passage of this act, and proceed to discharge the duties imposed on them by the provisions of this act.

SEC. 3. The said commissioners are hereby empowered to Assistants. employ one surveyor, two chain-men, and one axman.

SEC. 4. The expenses incurred in the re-location of said Expenses. road shall be paid by the voluntary subscription of the persons interested in such re-location.

SEC. 5. The said commissioners shall cause to be deposited Plats to be filed. and filed in the office of each of the Registers of Deeds of the several counties through which the said road may pass, a copy of the plat of said road.

SEC. 6. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXVIII.

*An Act changing the name of Hamilton McAlpin to William Hamilton McAlpin Archibald, and constituting him heir at law of John S. Archibald and Catherine E. Archibald.*

SECTION 1. Changes name of Hamilton McAlpin to William Hamilton McAlpin Archibald.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the name of Hamilton McAlpin be and the same is hereby changed to William Hamilton McAlpin Archibald, and the said William Hamilton McAlpin Archibald be and hereby is constituted the legal heir and representative of John S. Archibald and Catherine E. Archibald, his wife.

SEC. 2. This act shall take effect from and after its passage.

GEO. W. GREEN,  
Speaker of the House of Representatives, *pro tem.*  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February thirteenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 13th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXIX.

*An Act Annexing a portion of the Town of Sumner to the Town of Spring Valley.*

SECTION 1. Enlarges the Town of Spring Valley.  
2. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the portion of the Town of Sumner, in the County of Fillmore, known as sections four (4), the east

one-half (1-2) of section five (5), and sections seven (7), eight (8), nine (9), sixteen (16), seventeen (17), and eighteen (18), in the township one hundred and three (103) north of range thirteen (13) west, be and the same is hereby annexed to, and made a part of the Town of Spring Valley, in said county.

SEC. 2. This act shall take effect and be in force from and after its passage.

GEORGE W. GREEN,  
Speaker of the House of Representatives *pro tem.*  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February twentieth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 23d, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

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## CHAPTER LXX.

### *An Act for the relief of the Proprietors, Occupants and Claimants of the Town of Portland, in St. Louis County.*

SECTION 1. Time extended for claimants of the Town of Portland to April first, A. D. one thousand eight hundred and sixty.

2. Repealing section.
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the time now required by law for each and every person, or association or company of persons claiming to be an occupant or occupants, or to have or possess or to be entitled to the right of occupancy or possession of lands which have been entered at the proper Land Offices by the corporate authority of a town or the Judge or Judges of the District Court, which lands have been settled and occupied as a site of such town pursuant to and by virtue of the provisions of the Act of Congress entitled "An Act for

Time for claimants of lots extended.

Time for claim-  
ants of lots ex-  
tended.

the relief of the citizens of towns upon the lands of the United States under certain circumstances, passed May twenty-eighth, one thousand eight hundred and forty-four," or to any lot, block, share or parcel thereof, to sign and deliver to such corporate authority or Judge or Judges, or into the office of the same, a statement in writing, containing an accurate description of the particular part or parts, in which he, she or they claim to have any interest or estate therein, which he, she or they claim to be entitled to receive, is hereby extended to each and every person, or association or company of persons claiming to be an occupant or occupants, or to have or possess, or to be entitled to the right of occupancy or possession of any lands embraced in the town site of Portland, in the County of Saint Louis, or to any lot, block, parcel or share thereof, to the first day of April, one thousand eight hundred and sixty, and the signing and delivery of such statement by any of said parties, at any time prior to said date, shall have the same effect and be of the same force and validity as if it had been signed and delivered within sixty days after the first publication of the notice of the entry of such town site. *Provided*, That nothing herein contained shall be so construed as to invalidate, impair or in anywise affect any rights that have been acquired or that have accrued to any party or parties claiming adversely the same land, parcel, lot or block, or share of or in said town.

SEC. 2. All laws inconsistent with this act are repealed.

SEC. 3. This act shall take effect and be in force from and after its passage.

GEO. W. GREEN,

Speaker of the House of Representatives, pro tem.

IGNATIUS DONNELLY,

President of the Senate.

APPROVED—February fourteenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 14th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXI.

*An Act to amend an act entitled "An Act to incorporate the City of Hastings, and to repeal its former Charter."*

- SECTION 1. Amends section five of chapter two of "An Act to Incorporate the City of Hastings, and to repeal its former Charter."  
 2. Amends section ten of chapter two of same act.  
 3. Amends section six of chapter three of same act.  
 4. Amends section nine of chapter three of same act.  
 5. Amends section fourteen of chapter three of same act.  
 6. Amends section fifteen of chapter three of same act.  
 7. Amends section four of chapter four of same act.  
 8. Amends section eight of chapter four of same act.  
 9. Amends section twelve of chapter four of same act.  
 10. Amends section one of chapter five of same act.  
 11. Amends section two of chapter five of same act.  
 12. Amends sections three, four and five of chapter five of same act.  
 13. Amends section fourteen of chapter five of same act.  
 14. Confers the veto power upon the Mayor.  
 15. Amends section twenty-two of chapter five of same act.  
 16. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That section five (5) of Chapter two (2) be amended to read as follows : All persons entitled to vote for County and State officers, and who shall have resided in the city for four (4) months, and in the Ward in which he may offer to vote thirty days next preceding the day of election, shall be entitled to vote for any officer to be elected under this act, and to hold any office hereby created.

Qualifications of voters.

SEC. 2. That section ten (10) of Chapter two (2) be amended to read as follows : At all elections to be held under this Chapter the polls shall be opened between the hours of nine (9) and ten (10) o'clock in the forenoon and continue open until four o'clock in the afternoon of the same day, at which time the polls shall be closed : *Provided*, that the judges of election, if they shall deem it necessary for the purpose of receiving the votes of all the electors wishing to vote, may postpone the closing of the polls until five o'clock, P. M. Upon opening the polls, the clerk, under the direction of the judge or judges, shall make proclamation of the same; and thirty minutes before the closing of the polls proclamation shall be made in like manner that the polls will be closed in half an hour, but the board may in their discretion adjourn the polls at twelve o'clock, noon, for one hour, proclamation of the same being made.

Opening and closing of polls.

SEC. 3. That Section six (6) of Chapter three (3) be amended to read as follows : The City Council shall have

Officers elected by City Council.

power to elect a City Attorney, Treasurer, Marshal, Surveyor, and Police Justice, and define their duties.

**Duties of City Marshal.** Sec. 4. That Section nine (9) of Chapter three (3), be amended to read as follows : The Marshal shall execute such orders, and perform such duties as are prescribed by the City Council for the preservation of the public peace, for the good order, cleanliness and government of the city and for all other purposes. He shall possess the powers of constable at common law and under the statutes of this State and receive like fees, and shall be collector of taxes.

**Duty of City Printer.** Sec. 5. That Section fourteen (14) of Chapter three (3) be amended to read as follows : The City printer or printers immediately after the publication of any notices or ordinances or resolutions, or other matters which by this Act or by City ordinances shall be, required to, be published, shall file with the clerk a copy of such publication with his affidavit, or the affidavit of his foreman of the length of time the same has been published.

**City Council to prescribe duties of officers and fix compensation.** Sec. 6. That Section fifteen (15) of Chapter three (3) be amended to read as follows : The City Council shall have power from time to time to require other and further duties by any officer whose duties are herein prescribed, and to appoint such other officers as may be necessary to carry into effect the provisions of this Act, and to prescribe their duties and fix the compensation of all officers elected or appointed by them, except those officers whose compensation is provided for by this Act ; such compensation shall be fixed at the time the office is created or at the commencement of the year, and shall not be increased or diminished during the time such officer shall remain in office : *Provided*, no member of the City Council shall receive from the city any compensation for his services, except such as now are allowed by law to inspectors of election for services as such inspectors.

**Orders on City Treasury.** Sec. 7. That Section four (4) of Chapter four (4) be amended to read as follows : All funds in the City Treasury shall be under the control of the City Council and shall be drawn out upon the order of the Mayor and Clerk, duly authorized by vote of the City Council, and all orders shall specify the purpose for which they were drawn, but the sum total of the amount of orders issued for any one year shall not exceed the anticipated revenue to meet the current expenses of that year. No appropriation shall be made without the majority of a full Council voting in favor of it, the vote shall be taken by calling the roll, and the vote of each councilman shall be entered on the journal of the Council. No moneys shall be appropriated except such as are especially authorized by this Act.

**Amount of Orders limited.**

**Appropriations.**

Sec. 8. That Section eight (8) of Chapter four (4) be amended to read as follows : The cost and expense of surveying streets, lanes, alleys, sidewalks, sewers, public grounds and reservoirs

and estimating work thereon, and of cleaning streets and alleys, and of constructing and repairing reservoirs and sewers, may be paid out of the city funds; but the expenses of opening, grading, graveling, planking or paving streets and alleys to the centre thereof shall be chargeable to and payable by lots fronting on such streets or alleys; and all street crossings shall be graded, and all cross walks built at the expense of and payable by the lots cornering upon said crossings or square, each corner lot being liable for the expense of improving that quarter of the square adjoining or cornering upon said lot. Sewers may be built and the expense apportioned by the City Council among the lots or parcels of land benefited thereby, provided no grading of streets or alleys to be done or sewers constructed at the expense of lots fronting such improvements, or sewers, the expense of which is to be charged to the lots drained or benefited as before provided, shall be ordered by the Common Council except upon the petition in writing of a majority of the owners of property whose lots will be so chargeable with the expense thereof.

Expense of City  
Improvements;  
by whom paid.

Petitions for Im-  
provements.

SEC. 9. That Section twelve (12) of Chapter four (4) be amended to read as follows: The City Council shall have power to regulate and cause to be constructed, altered and maintained, wharves along the Mississippi River, and shall have and exercise the same control over the said river that it possessed by virtue of this Act over the streets and alleys in said city. The expense of constructing, altering, grading, paving and maintaining the same shall be apportioned by the City Council among, and is hereby made payable by the lots or parcels of land extending to said river, in proportion to the work done opposite to said lot or parcel of land to be estimated by the Surveyor: *Provided*, however, that the owners of such lots shall have the same power of petitioning the City Council as is prescribed by Section eleven (11) of this Chapter in regard to grading the streets and alleys, when the same proceeding shall be had and the work apportioned as therein provided: *Provided*, however, no such constructing, altering, grading, paving or maintaining to be done at the expense of the lots fronting such improvements, the expense of which is to be charged to the lots so benefited, shall be ordered by the Common Council, except upon the petition in writing of a majority of the owners of property whose lots will be chargeable with the expense thereof.

Wharves.

Expenses to be  
apportioned.

Petitions.

SEC. 10. That Section one (1) of Chapter five (5) be amended to read as follows: All property real and personal within the city, except such as may be exempt by the laws of this State or by ordinances of the city of Hastings, shall be subject to taxation for the support of the city government and the payment of its debts and liabilities, and the same shall be assessed in the manner provided, but such

City Tax not to  
exceed six hun-  
dred dollars.

assessment shall not exceed in the aggregate six hundred (600) dollars per annum. All qualified voters shall be liable to a poll tax not exceeding one dollar in any one year to be levied by the City Council.

**City Tax not to exceed six hundred dollars.**  
**City Assessor; his powers.**  
 SEC. 11. That Section two (2) of Chapter five (5) be amended to read as follows : The City Council shall annually appoint an assessor, who shall have and possess the same powers that are or may be enforced by the laws of this State upon town or county assessors, except so far as may be altered by this Act : *Provided*, that the City Council may prescribe the form of the assessment roll and may fully define the duties of the assessor, and make such rules and regulations in regard to revising, altering or adding to such rolls as they may from time to time deem advisable.

**Makes verbal amendments.**  
 SEC. 12. That Sections three (3), four (4) and five (5) of Chapter five (5) be amended by striking out the word "assessors" wherever it may occur in said Sections and inserting therefor "assessor."

**Twelve per cent. interest on the redemption of lands sold for taxes.**  
 SEC. 13. That Section fourteen (14) of Chapter five (5) be amended by striking out "thirty-six (36) per cent. per annum," and inserting instead thereof "twelve per cent. per annum."

**Mayor has veto power.**  
 SEC. 14. The Mayor shall have the power and right to refuse his assent and signature to any ordinance or order passed by the City Council, and in case the Mayor refuses his assent to any ordinance or order it shall require two-thirds of all the Council to vote for said ordinance or order before it shall be in force.

**Fees of Collector.**  
 SEC. 15. That Section twenty-two (22) of Chapter five (5) be amended to read as follows : The collector shall be allowed the following fees to wit : such per cent. on all taxes collected as the City Council may allow, not to exceed five (5) per cent ; and in case of distress and sale by him of goods and chattels for the payment of taxes, he shall be entitled to such fees as Sheriffs are allowed by law upon sale under execution. For each certificate by him issued on the sale of lands for the payment of taxes, ten (10) cents, for each additional parcel of land described therein after the first, one (1) cent, to be added to the amount of such tax or assessment, and included in such certificate. For each lot or parcel of land redeemed for which he shall issue a certificate, ten (10) cents, and one (1) cent for each additional lot or parcel embraced in such certificate to be paid by the person redeeming before he shall be entitled to redeem. The collector granting such certificate of sale or of redemption shall include therein as many parcels of land bid off, owned or redeemed, as the purchaser or redemptioner may desire.

**Fees for Certificates of Tax Sales, and of Redemption.**  
**Act takes effect.**  
 SEC. 16. This Act shall take effect from and after the first day of June, A. D., eighteen hundred and sixty, except the provisions in Section fifteen (15) relating to the fees and

compensation of the Marshal which said provisions shall take effect from and after the passage of this Act, and shall apply to the tax-collector under the present charter of said city.

GEO. W. GREEN,  
Speaker of the House of Representatives, *pro tem.*  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February fifteenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 16th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

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## CHAPTER LXXII.

### *An Act changing the boundary lines of Sherburne County.*

SECTION 1. Defines boundary lines of Sherburne County.  
2. Vote of the electors.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. The boundary lines of Sherburne County shall be as follows : Commencing at the intersection of the Mississippi River and the range line between range twenty-five (25) and twenty-six, (26), thence north on said line to the township line between township thirty-five (35) and thirty-six, (36), thence west on said line to the Mississippi River, thence along the main channel of the Mississippi River to the place of beginning.

SEC. 2. It shall be legal for the qualified voters of the Counties of Ramsey and Sherburne, at the next general election, to vote for or against said change of county lines. Those voting for said change shall insert upon their ballots the words "For addition to Sherburne County," and those voting against such change shall insert upon their ballots "Against addition to Sherburne County." The returns of said election shall be made in the usual manner, and the Auditors of said Counties shall make and return to the Secretary of State a separate abstract of the votes upon said question, in the same manner as in the case of State officers,

Boundary lines of  
Sherburne  
County.

Vote.

and in case a majority of all those voting on said question shall be in favor of said change, then the Secretary of State shall notify the said Auditors of the said Counties of Ramsey and Sherburne, and thereafter the boundaries of Sherburne County shall be as prescribed in this Act.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

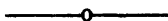
APPROVED—March tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 10, 1860.

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.



### CHAPTER LXXIII.

#### *An Act to Legalize the Re-Survey of the town of New Ulm.*

SECTION 1. Survey and plat of the Town of New Ulm legalized.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That the survey and plat of the town of New Ulm, in the County of Brown, as filed for record in the office of the Register of Deeds of said County, on the eighth day of April, A. D. 1858, is hereby declared to be the legal survey and plat of said town.

Re-survey legal-  
ized.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—January twenty-third, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
January 24th, 1860.

I hereby certify the foregoing to be a true copy of the original on file at this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXIV.

*An Act to re-locate certain State Roads in Mower County.*

- SECTION 1. Appoints Commissioners.  
 2. Meeting.  
 3. Expenses.  
 4. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That J. E. Willard, V. P. Lewis, and J. F. Cook, are hereby appointed commissioners to re-locate that Commissioners. portion of the Mankato and Austin, and the Wabashaw and Austin, also the Austin and Saint Paul State roads, in sections twenty-two and twenty-seven, of town one hundred and three, range eighteen west, so that said roads shall conform to the location of the Iowa line and Saint Paul State road.

SEC. 2. Said commissioners shall meet at the town of Lansing, in Mower county, on or before the first Monday of Meeting. June, A. D. eighteen hundred and sixty, and proceed to discharge the duties imposed upon them by the provisions of this act, provided, however, that in case of absence of any one of said commissioners at the time designated by a majority of them to meet, a majority of said commissioners shall proceed to discharge the duties required by this act.

SEC. 3. All expenses incurred by the re-location of said Expenses. road shall be paid by persons interested in the same.

SEC. 4. This act shall take effect and be in force from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—February tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 February 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXV.

*An Act for the Division of the Town of Douglas, Fillmore County, and the organization of the Town of Norway.*

- SECTION 1. Town of Norway set off from Town of Douglas.  
 2. Town of Norway to elect officers.  
 3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That town one hundred and three (103) north of range eight (8) west, be and the same is hereby set off from the Town of Douglas, Fillmore County, and made a Town to be known as the Town of Norway, having all the powers, privileges, immunities, duties and liabilities belonging by law to towns.

SECTION 2. The qualified electors of said Town of Norway shall meet at the house of Even Elertson, in said township, on the first Tuesday of April, one thousand eight hundred and sixty, to elect the officers of said Town, and to do such other business as may be legal and necessary for town purposes, and upon the election and qualification of said town officers, said Town of Norway shall be duly organized.

SEC. 3. This act shall take effect from and after its passage.

GEORGE W. GREEN,  
 Speaker of the House of Representatives, *pro tem.*  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—February twentieth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 February 23d, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXVI.

*An Act to provide for the Location of a State Road from High Forest, in Olmstead county, to Freeborn, in Freeborn county.*

- SECTION 1. Appoints Commissioners.  
 2. Meeting. Vacancies.  
 3. Drafts to be filed.  
 4. Expenses.  
 5. When Act to take effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SECTION 1. That N. M. Reed, James A. Robson, and Jason Goward, are hereby appointed commissioners to mark out and locate a State road, commencing at High Forest, in Olmstead county, and thence by the nearest practicable route by way of Pleasant Valley, Madison and Geneva, to Freeborn, in Freeborn county. Road Commis's-  
ers.

SEC. 2. That said commissioners shall meet at High Forest on or before the first Monday of October, A. D. eighteen hundred and sixty, and proceed to discharge the duties imposed upon them by the provisions of this act; provided, however, that in the absence of any one of said commissioners appointed by this act, the others shall have power to supply said vacancy by appointing another commissioner, or may in case a majority of them meet, proceed to discharge their duties. Meeting.  
Vacancy.

SEC. 3. That said commissioners shall make a fair and accurate draft of the location of said road, one copy whereof shall be deposited in the office of the Board of County Commissioners of the respective counties through which said road may pass. Draft of Road.

SEC. 4. That neither the State of Minnesota, the counties of Olmstead, Mower and Freeborn, nor the different towns through which said road may pass, shall ever be liable for any expense whatever, accruing from the location of said road. Expenses.

SEC. 5. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
 Speaker of the House of Representatives.  
 IGNATIUS DONNELLY,  
 President of the Senate.

APPROVED—February eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
 February 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXVII.

*An Act to amend an act, entitled "An Act relative to Free Schools in the City of St. Paul," approved March first, eighteen hundred and fifty-six; and to amend "An Act amending the Foregoing Act," Approved February twenty-sixth, eighteen hundred and fifty-seven.*

SECTION 1. Repeals section eleven of former Act.

2. Repeals section ten of former Act.

3. Amends section eleven of a former amendatory Act, authorizes and limits special tax.

4. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That section eleven (11), of an act entitled "an act relative to free schools in the city of St. Paul," approved March first, Anno Domini, eighteen hundred and fifty-six, be, and the same is hereby repealed.

SECTION 2. That section ten, (10), of an act amending an act entitled "an act relative to free schools in the city of St. Paul" approved February twenty-sixth, A. D. eighteen hundred and fifty-seven, be, and the same is hereby repealed.

SECTION 3. That section eleven (11), of an act amending an act, entitled "an act relative to free schools in the city of St. Paul," approved February twenty-sixth, A. D. eighteen hundred and fifth-seven, be amended so as to read as follows, viz :

SECTION ELEVEN (11). The board of edncation shall, also, whenever in their judgment, additional means may be necessary for the support of free schools in the city of St. Paul, or for the erection of school houses therein, on or before the first day of June of each year, present to the Common Council of the city, a statement of the amount of money, beyond that in their treasury, needed for such purposes; and said Common Council are hereby authorized, if in their opinion it is expedient, to levy a tax for such purposes, on all real and personal property within this city, according to the city assessment roll, which shall be collected in the same manner as the moneys to defray the general expenses of said city, and, when collected, shall be subject to the order of the said board of education; provided, that the levy of such tax shall, in no one year, exceed one mill on the dollar of the property on said assessment roll.

SEC. 4. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February tenth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 10th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

## CHAPTER LXXVIII.

*An Act to authorize the town of Saint Cloud to levy a tax.*

- SECTION 1. Supervisors of the Town of St. Cloud authorized to levy a certain tax for the building of a Bridge.  
2. Warrant to be issued to Town Collector. His duties and compensation.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota :*

SEC. 1. That the Supervisors of the town of St. Cloud are hereby authorized to levy the tax voted by the electors of said township for the building of a bridge therein, on the taxable property of said township, as found on the tax roll for said township, for the year eighteen hundred and fifty-nine. Tax for Bridge.

SEC. 2. That said Supervisors, after assessing the tax voted as aforesaid, on the taxable property in said township, as found on the assessment roll of eighteen hundred and fifty-nine, shall issue a warrant under their hands, directed to the Town Collector, directing him forthwith to collect said tax ; and said Collector shall pay the tax so collected to the chairman of the Board of Town Supervisors, in thirty days from the date of said warrant ; and he shall be subject to the same penalties, and have the same powers and compensation Warrant to Town Collector.

as are provided for in the collection of the State and County tax.

SEC. 3. This act shall take effect from and after its passage.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—February sixth, one thousand eight hundred hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 6th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.

—o—

## CHAPTER LXXIX.

*An Act for the Division of the Town of Rushford, Fillmore County, and the Organization of the Town of Arendahl.*

SECTION 1. Town of Arendahl set off from the Town of Rushford.  
2. Town of Arendahl to elect officers.  
3. When Act takes effect.

*Be it enacted by the Legislature of the State of Minnesota:*

SECTION 1. That town one hundred and four (104) north of range nine (9) west; be and the same hereby is set off from the Town of Rushford, Fillmore County, and made a town to be known as the Town of Arendahl, having all the powers, privileges, immunities, duties and liabilities belonging by law to towns.

SEC. 2. The qualified electors of said Town of Arendahl shall meet at the house of Isaac Jackson, in said township, on the first Tuesday of April, one thousand eight hundred and sixty, to elect the officers of said town and do such other business as may be legal and necessary for town purposes,

Division of Town  
of Rushford.

Town of Arendahl  
to elect officers.

and upon the election and qualification of said town officers, said Town of Arendahl shall be duly organized. Town organized upon qualification of officers.

SEC. 3. This Act shall take effect from and after its passage.

GEORGE W. GREEN,  
Speaker of the House of Representatives, *pro tem.*  
IGNATIUS DONNELLY,  
President of the Senate.

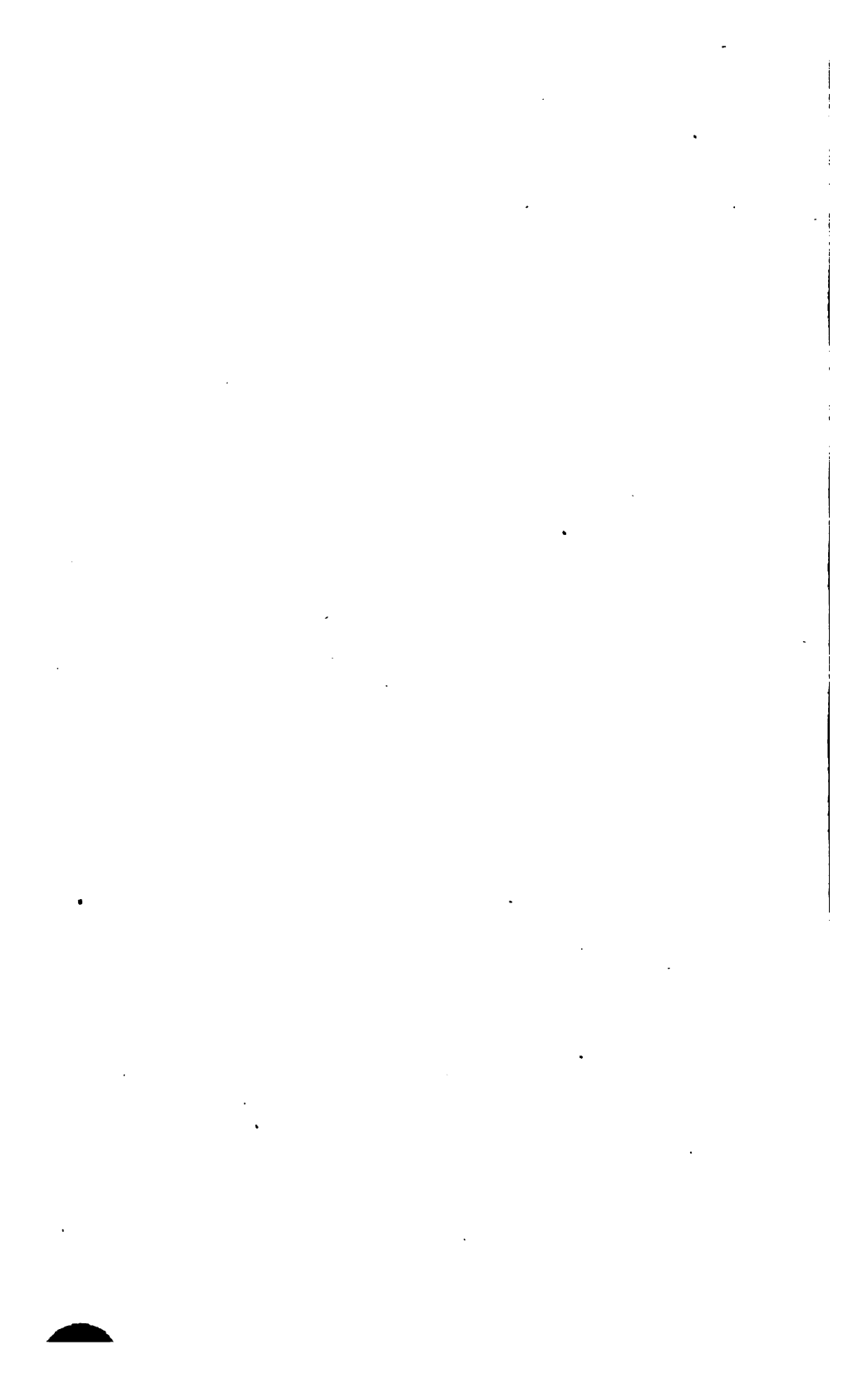
APPROVED—February twentieth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
February 23d, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.



# APPENDIX.

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*Memorial and Joint Resolutions of the Legislature of the State of Minnesota to Congress for the Relief of James B. Thomas and family.*

WHEREAS, James B. Thomas, a natural born citizen of the United States, and in March, 1857, a citizen of Minnesota, Preamble. does most respectfully represent that in the year and month aforesaid, an outlawed band of some forty Indians, of the Sioux tribe, commonly supposed to be under the command of Ink-pa-du-tah, made a descent upon his house and family.

That he was by said Indians deprived of all his property, as set forth in the accompanying petition, that one of his sons was instantly killed, and himself wounded in the arm by the said Indians; that the wound was of such a nature as to render the amputation of the limb necessary in order to preserve life; and that he also lost another child from the effects of the intense cold experienced while fleeing from the said Indians for safety, and that he is now entirely destitute, and, in a great measure, unable to support his family.

Your memorialists, uniting with the General Assembly of the State of Iowa, would most respectfully ask your honorable body to grant a sufficient remuneration to said James B. Thomas and family for the loss sustained by the barbarous acts of said Indians.

*Resolved by the Legislature of the State of Minnesota,* That our Senators in Congress be instructed and our Representatives Resolution. be requested, to use all their influence to procure the passage of an act for the relief of said James B. Thomas and family, and that in view of the facts set forth in the Memorial, we deem it but an act of common justice on the part of the General Government to remunerate to said Thomas and family for the property, loss and injury sustained in consequence of said Indian depredations.

*Resolved,* That the Secretary of State forward a certified copy of the foregoing Memorial and Joint Resolutions to each of our Senators and Representatives in Congress.

AMOS COGGSWELL,  
Speaker of the House of Representatives.  
IGNATIUS DONNELLY,  
President of the Senate.

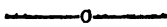
APPROVED—March eighth, one thousand eight hundred and sixty.

ALEX. RAMSEY.

SECRETARY'S OFFICE, Minnesota, }  
March 8th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.



*A Memorial in relation to Indians and Indian affairs.*

*To the President of the United States:*

Memorial.

We, your memorialists, do most respectfully represent that large bands of roving Indians have visited during the past year, and more especially this winter, various portions of the State remote from their reservations, much to the injury of the settlers, killing their stock, cutting timber, destroying game, and frequently, while under the influence of liquor, doing acts of violence and wrong, creating thereby alarms and fears in the minds of the inhabitants, and to such an extent in some instances as to call for the exercise of force to drive them away, and because of this necessary action on the part of the whites in self-protection, the fear is entertained that the Indians, in a moment of excitement and desire for revenge, may seek to retaliate and commit some high-handed outrage; hence alarms, a feeling of insecurity of life and property exists in various parts of the State at this time.

Your memorialists would respectfully suggest and urge some action on the part of the Government whereby the Indians may be paid in provisions instead of money; the credit system abolished among the traders, whereby the annuity is absorbed before being paid; and other reforms such as may suggest themselves, and thus the cause, in a measure, of their wandering and pilfering being removed, they may

be compelled to remain on their reserve, or leave it only under a written pass from the Indian Agent.

Your memorialists further represent that the very stringent law upon the statute books of this State entitled "an Act to extend the laws of this State over all Indian tribes within the boundaries of this State, and to confine them to their own lands," passed July twentieth, eighteen hundred and fifty-eight, is a dead letter and wholly inoperative, and it is believed that the remedy for the evil complained of lies with the Government because of its business relations with this people. Memorial:

Wherefore, your memorialists respectfully request that measures be taken at the earliest convenient moment to remedy this evil, by correcting abuses in the present system under which the Indian is governed, thus affording protection to the settlers.

AMOS COGGSWELL,  
Speaker of the House of Representatives.

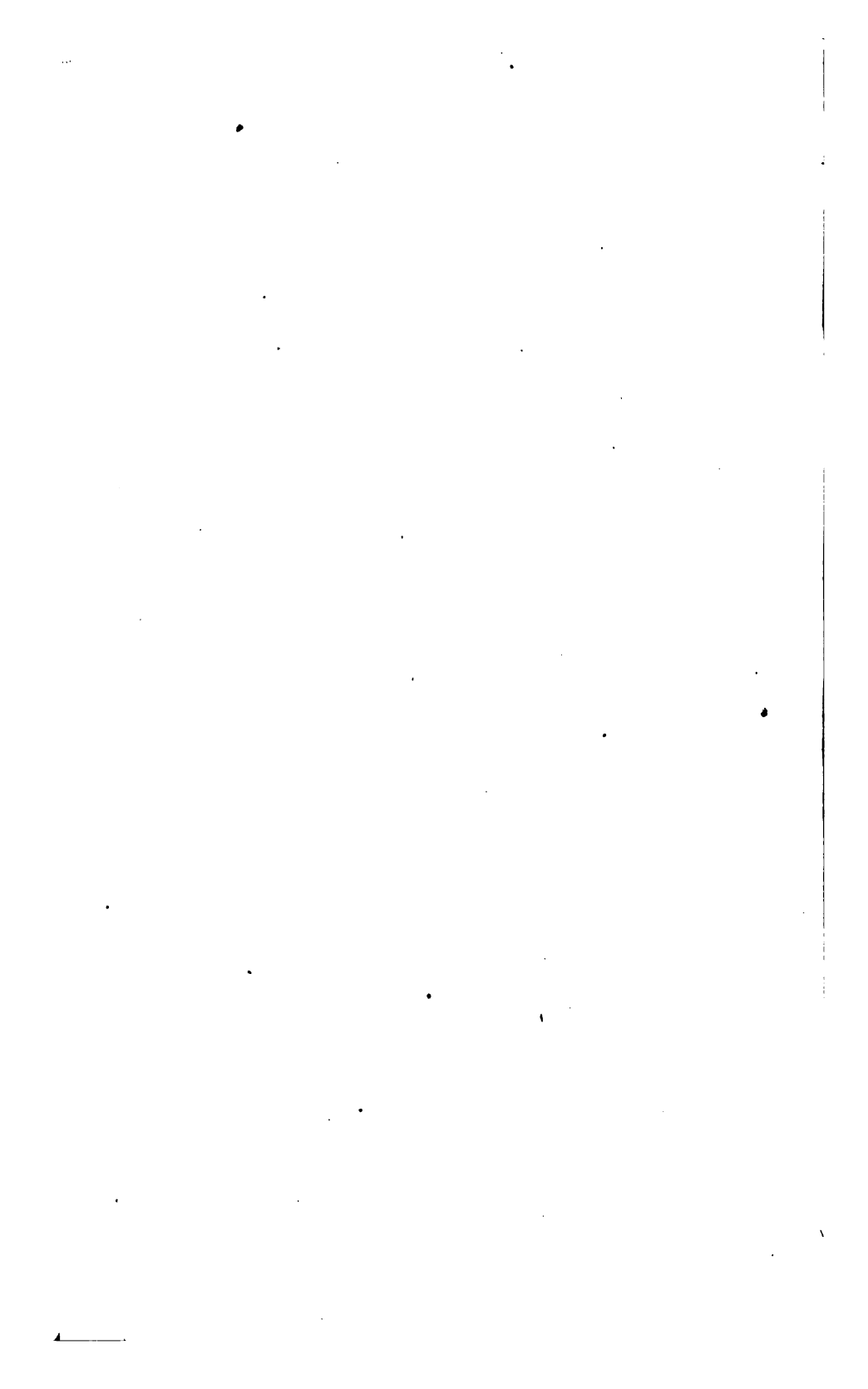
IGNATIUS DONNELLY,  
President of the Senate.

APPROVED—March sixth, one thousand eight hundred and sixty.

ALEX. RAMSEY,  
SECRETARY'S OFFICE, Minnesota, }  
March 6th, 1860. }

I hereby certify the foregoing to be a true copy of the original on file in this office.

J. H. BAKER, Secretary of State.



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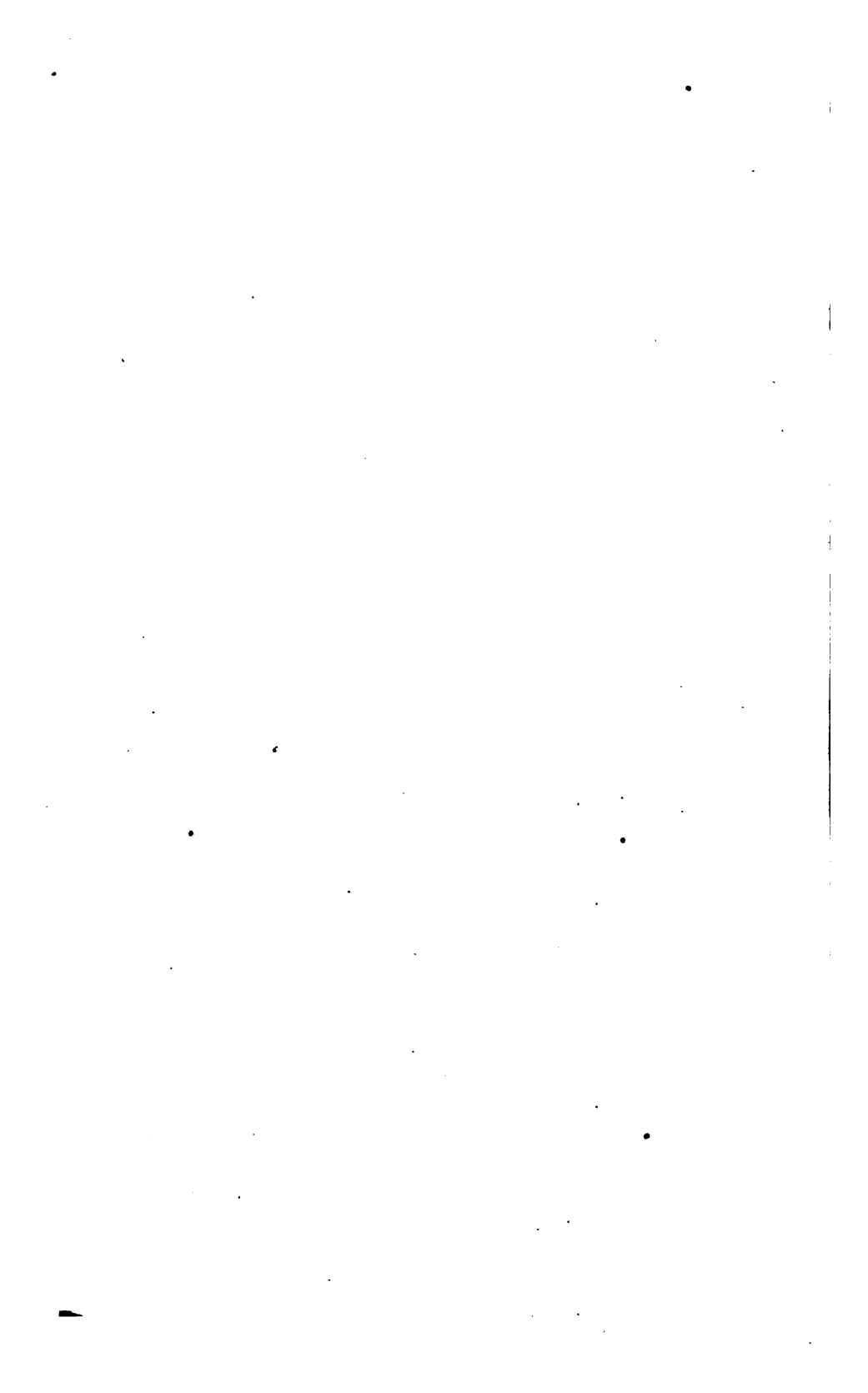
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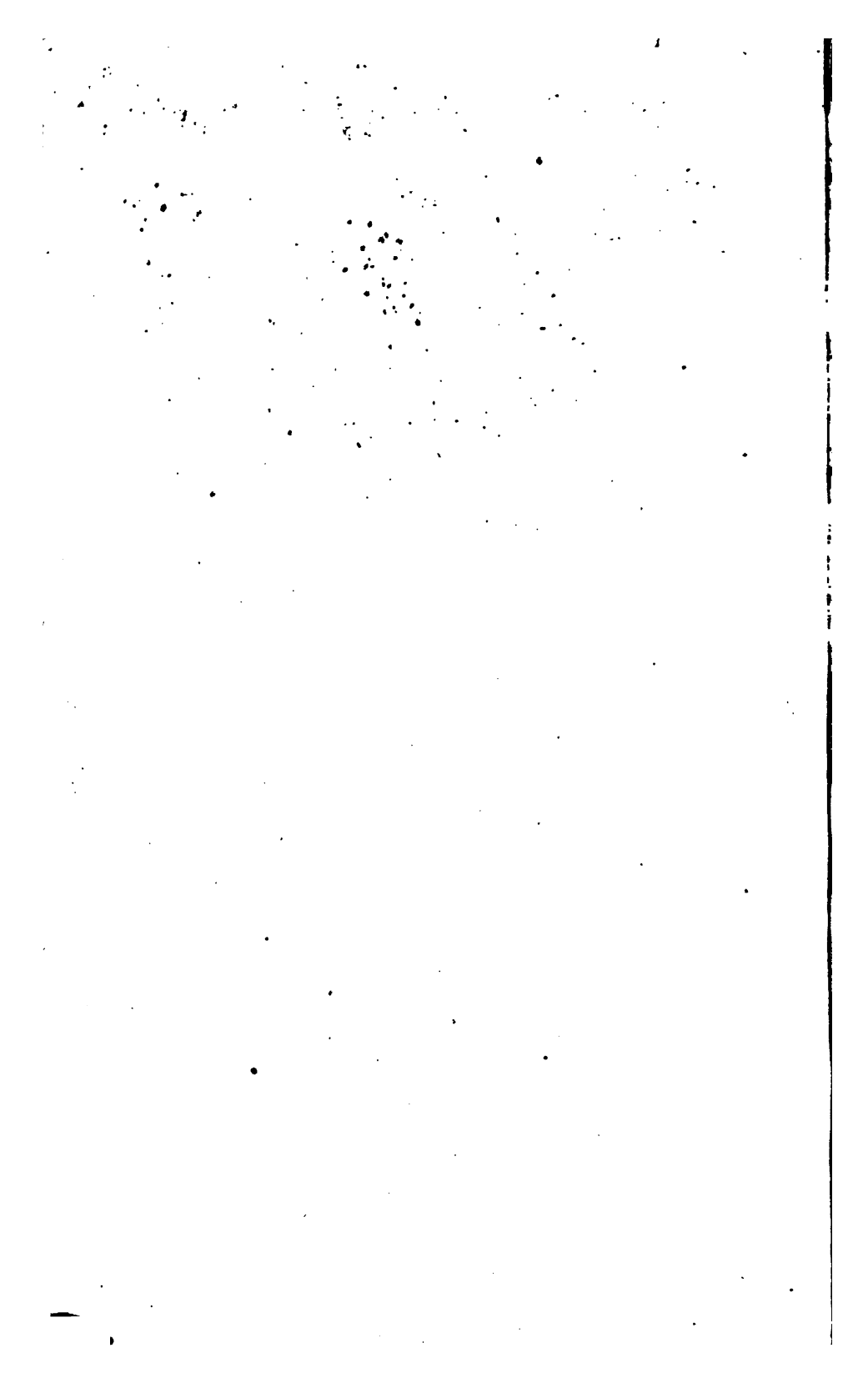
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